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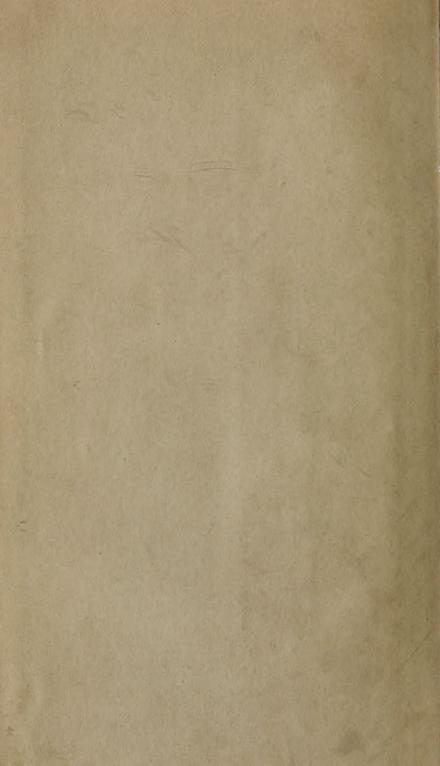
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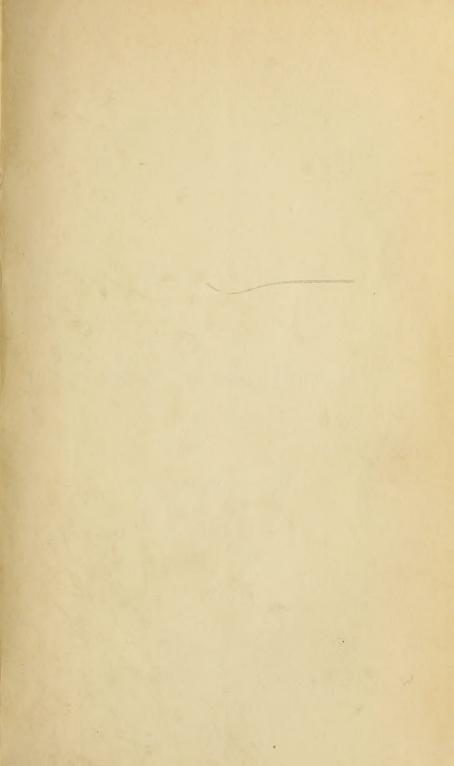
John Manning C328.1 N87

1868-69 Senate



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JOURNAL

OF THE

SENATE

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA,

AT ITS

SESSION OF 1868-'69.

RALEIGH:

M. S. LITTLEFIELD, STATE PRINTER & BINDER. 1869.

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SENATE JOURNAL,

SESSION 1868-'69.

MONDAY, NOVEMBER 16th, 1868.

In pursuance of Article second, section second, of the Constitution of the State, the General Assembly of North Carolina convened at the Capitol in the City of Raleigh, on this, the sixteenth day of November, in the year of our Lord, 1868.

The Senate met at 12 o'clock, M.

The President in the Chair.

The roll was called and the following Senators answered to their names:

3d District—John B. Respass.

7th Napoleon B. Bellamy.

D. J. Rich. 8th

9th Joshua Barnes.

16 p. 417. Mus 66 Wm. A. Moore, of Carteret. 10th

13th A. H. Galloway.

66 Curtis H. Brogden. 18th

Richard I. Wynne. 19th 66 21st Charles S. Winstead.

66 Silas Burns. 23d

John M. Lindsay. 25th

26th 66 T. M. Shoffner and G. W. Welker.

66 Jehu H. Davis. 27th

32d District—Wm. M. Robbins.

33d "P. A. Long.

35th "Samuel Forkner.

38th "J. B. Eaves.

39th " Samuel P. Smith.

40th "James Blythe.

Total present, 20.

A quorum not being present, the President declared the Senate adjourned until to-morrow at 12 o'clock, M.

TUESDAY, November 17th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

A quorum being present, the President, Tod. R. Caldwell, said:

Senators: We have met again for the purpose of entering upon the discharge of our public duties. Permit me to congratulate you on your safe return to your posts, and to indulge the hope that your interconrse with your constituents, during the recess, has been pleasant to you, and will prove profitable to them. I feel well assured, by the earnest and zealous manner in which you discharged your duties at our last sitting, that the people of North Carolina have confided their interests to trustworthy servants, who love the State and whose every aspiration will be to preserve her honor, to maintain her credit, to defend her good name, and to transmit it, without spot or blemish, to future generations as the pride of her own people, and deserving the admiration and worthy of the emulation of her sister States.

Since we parted, our country has passed through a heated

political canvass. Two great parties were contestants for honor and preferment, each manfully and zealously striving to win the prize. The struggle is over: the battle has been fought, the victory won, and quiet has been restored and now prevails over our land. God grant that it may prevail forever, and that old friends, who have been so rudely and unnecessarily alienated by honest differences of opinion and convictions of duty, may be restored to their former relations never to be estranged again torever. Let ours be "the plans of fair, delightful peace, unwarped by party rage to live like brothers," and when the sovereign people speak, let all bow in cheertul submission to their will.

Trusting that you will throw the mantle of charity over my short comings as your presiding officer, and relying upon your eo-operation in administering and enforcing the rules of order, and invoking the blessing of Almighty God to rest upon and abide with us and our entire country, I do now declare that this body is ready to proceed with the public business.

The following credentials of Senators elect were presented: By Mr. Brogden, the credentials of Mr. Avery, from the 41st District.

By Mr. Robbins, those of Mr. Oates, from the 16th District, and Mr. Graham, from the 22d District.

By Mr. Welker, those of Mr. Stephens, of the 24th District. On motion of Mr. Respass, the credentials were referred to the Committee on Privileges and Elections, with instructions to report forthwith.

On motion of Mr. Brogden, it was ordered that a message be sent to the House of Representatives, informing that body of the organization of the Senate, and of its readiness for the dispatch of public business.

The President appointed the following as the Senate branch of a Joint Committee to wait on the Governor and inform him of the organization of both Houses of the Legislature:

Messrs. Robbins, Jones and Moore, of Carteret.

A message was received from the House of Representatives notifying the Senate of the appointment of Messrs, Bowman, Argo and Harris as the House branch of the Committee to wait on the Governor.

Mr. Robbins, on the part of the Committee to wait on the Governor, reported that the Governor would communicate with the Legislature by message, which would be first read in the House of Representatives and transmitted to the Senate.

Mr. Moore, of Carteret, presented a petition from the citizens of Carteret County.

Referred to the Committee on Finance.

The following notices of the introduction of bills were given: By Mr. Moore, of Carteret, of a bill to provide for the collection of taxes in the County of Carteret for the year 1868.

By Mr. Robbins, of a bill to provide for the counting of votes in Congressional Districts.

By Mr. Welker, of a bill allowing attorneys to practice in Superior Courts under County Court licenses.

Mr. Brogden presented the following resolution, which was adopted:

Resolved, That the use of the Senate chamber be respectfully tendered this day, after the adjournment of the Senate, to the Trustees of the University of North Carolina, whose annual meeting is to be held this day.

The calendar was taken up, when on motion of Mr. Barrow, its consideration was postponed.

A message was received from the House of Representatives, intorming the Senate of the organization of that body and of its readiness for the transaction of business.

Also, a message transmitting a resolution in relation to Sheriffs.

Read first time.

Also, transmitting a message from his Excellency, the Governor, with accompanying documents, with a proposition to print twenty copies for the use of each member.

The message was read at length, and the proposition to print was concurred in.

Mr. Long, on the part of the Committee on Privileges and Elections, reported favorably on the credentials of John W. Graham and John W. Stephens, whereupon they were duly sworn by the President and took their seats.

The same Committee reported on the credentials of Messrs. John A. Oates and Alfonzo C. Avery.

On motion of Mr. Barrow, the Senate adjourned until to-morrow, 11 o'eloek, A. M.

WEDNESDAY, NOVEMBER 18th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

Prayer by the Rev. G. W. Welker.

The Journal of Tuesday was read and approved.

Messrs. Cook, Legg, Love, Melehor, Smith, Stephens and White appeared and took their seats.

The following notices of bills were given:

By Mr. Welker, of a bill to amend the Revised Statutes so as to allow administrators and executors to sell property for cash.

By Mr. Wynne, of a bill to divide and separate the eastern and western divisions of the Wilmington, Charlotte and Rutherford Rail Road.

Mr. Welker introduced a bill to allow attrorneys to practice in the Superior Courts under County Court licenses.

Passed first reading.

The motion of Mr. Respass, to admit Mr. Avery, Senator elect from the 41st district, to his seat, was taken up and discussed at length, when,

Mr. Jones moved to refer the report back to the Committee on Privileges and Elections, with instructions to send for persons and papers.

On this motion, Mr. Moore, of Cateret, ealled for the yeas and nays.

The motion to refer was rejected by the following vote:

YEAS—Messrs. Barnes, Forkner, Graham, Jones of Wake, Lindsay, Love, Melchor, McLaughlin, Purdie, Rieh, Respass, Shoffner, Wynne and Winstead—14.

NAVS—Messrs. Barrow, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Hyman, Lassiter, Legg, Long, Moore of Carteret, Robbins, Smith, Stephens, Welker, White and Wilson—22.

The question recurred on the motion of Mr. Respass, which was rejected by the following vote:

YEAS—Messrs. Barnes, Graham, Lindsay, Long, Love, Melchor, McLaughlin, Purdic, Respass, Robbins, Winstead and Wilson—12.

NAYS—Messrs. Barrow, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Hyman, Lassiter, Legg, Moore of Carteret, Rich, Shoffner, Smith, Stephens, Welker, White and Wynne—22.

On motion of Mr. Robbins, the ease of Mr. Oates, the Senator elect from the 16th Senatorial District, was posponed until December 10th.

Engrossed House resolution in favor of Sheriffs, was taken up and passed its several readings under a suspension of the rules by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Graham, Hyman, Lassiter, Legg, Lindsay, Love, Melehor, Moore of Yancey, McLaughlin, Purdie, Rich, Respass, Robbins, Smith, Stephens, Wynne, Winstead and Wilson—30.

NAYS—Messrs. Bellamy, Colgrove, Long, Moore of Carteret, Shoffner, Welker and White—7.

By unanimous consent, Mr. Moore, of Carteret, introduced a bill to provide for the collection of taxes in the County of Carteret for the year 1868.

On motion of Mr. Robbins, the ealendar was indefinitely postponed.

On motion of Mr. Welker, the Senate adjourned until to-morrow, 11 o'clock, A. M.

THURSDAY, NOVEMBER 19th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

Mr. Beeman, from the 29th Senatorial District, and Mr. Hayes, from the 15th District, appeared and took their seats.

Prayer by the Rev. Mr. Blythe.

The Journal of Wednesday was read and approved.

A message was received from the House of Representatives, transmitting enrolled resolution in relation to Sheriffs, which was duly ratified by the President.

The following notices of bills were given:

By Mr. Moore, of Yaneey, of a bill to incorporate the town of Marion, in the County of McDowell.

By Mr. Rieh, of a bill providing for the record of births, marriages and deaths in this State.

Also, a bill for the organization of the Bureau of Statistics and Immigration in the office of Secretary of State.

Mr. Wynne introduced a bill to divide the eastern and western divisions of the Wilmington, Charlotte and Rutherford Rail Road.

Read first time and referred to the Committee on Internal Improvements.

Mr. Welker, a bill to allow administrators and executors to sell for cash.

Read first time and referred to the Committee on the Judiciary.

Mr. Barrow introduced a resolution, declaring the seat of Mr. Avery, Senator elect from the 41st District, vacant.

Mr. Rich moved a postponement of the resolution until December 10th.

On motion of Mr. Moore, of Carteret, the yeas and nays were called on the motion to postpone.

The motion prevailed by the following vote:

YEAS—Messrs. Beasley, Beeman, Brogden, Eaves, Eppes, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Melchor, Moore of Yancey, McLaughlin, Purdie, Rich, Respass, Robbins, Shoffner, Smith, Wynne, Winstead and Wilson—22.

NAVS—Messrs. Barrow, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Forkner, Hayes, Moore of Carteret, Stephens, Welker and White—14.

Mr. Brogden, a resolution instructing the State Librarian to procure certain works for the use of the State Library.

Laid over under the rules.

On motion of Mr. Barrow, the message and accompanying documents of His Excellency, the Governor, were referred as follows:

That part relating to the State debt and finances, to the Committee on Finance.

Internal Improvements, to the Committee on Internal Improvements.

Immigration and Protection to Labor, to the Committee on Propositions and Grievances.

Education, to the Committee on Education.

Stay Laws, to the Judiciary Committee.

Militia, to the Committee on Military Affairs.

Economy in Public Expenditures, to the Committee on Finance.

Salaries of Public officers, to the Committee on Salaries and Fees.

Penitentiary, to the Committee on Penal Institutions.

Insane Asylum and Institution for the Deaf and Dumb and the Blind, to the Committee on Public Charities.

A bill to allow Attorneys to practice in the Superior Courts under County Court licenses, was read second time and referred to the Judiciary Committee.

Senate bill to regulate the collection of taxes in the County of Carteret for the year 1868, was read second time and referred to the Committee on Finance.

Mr. Moore, of Carteret, moved that the Committee on the Penitentiary report.

On motion of Mr. Lassiter, the consideration of the motion was postponed until to-morrow.

Mr. Robbins offered a resolution amending the Rules of Order. Adopted.

Mr. Jones introduced a resolution in favor of Quentin Busbee.

Read first time and referred to the Committee on Finance. Mr. Respass gave notice of his intention to introduce a bill to change the time of listing and collecting the State and County taxes.

On motion, the Senate adjourned until to-morrow at 11 o'clock, A. M.

FRIDAY, NOVEMBER 20th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

Mr. Martindale, Senator from the 2d, and Mr. Richardson, Senator from the 28th Senatorial Districts, appeared and took their seats.

Prayer by the Rev. Mr. Long.

The Journal of Thursday was read and approved.

Mr. Graham presented the eredentials of James G. Scott, Senator elect from the 12th Senatorial District.

On motion of Mr. Moore, of Carteret, they were referred to the Committee on Privileges and Elections.

The following notices of bills were given:

By Mr. Winstead, of a bill to restrict the jurisdiction of the Courts to fifty eents on the dollar on all debts contracted from the 1st of May, 1865, and to repeal all stay laws.

By Mr. Barrow, of a bill to amend the Code of Civil Procedure.

Also, a bill to amend chapter 111, section 19, Revised Code. Mr. Jones moved a reconsideration of the vote by which the resolution declaring vacant the seat of Mr. Avery, Senator elect from the 41st Senatorial District, was postponed until December 10th.

Mr. Respass moved to lay the motion on the table.

On the motion to lay on the table, the yeas and nays were agreed to.

The motion did not prevail.

YEAS—Messrs. Beasley, Beeman, Graham, Lindsay, Love, Melchor, McLaughlin, Purdie, Rieh, Respass, Winstead and Wilson—12.

Navs—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Hyman, Lassiter, Long, Martindale, Moore of

Carteret, Richardson, Shoffner, Smith, Stephens, Welker, White and Wynne—26.

The motion to reconsider was discussed at length, when

Mr. Moore, of Carteret, called the previous question.

The call was sustained.

The yeas and nays were agreed to on the motion to reconsider.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Lassiter, Long, Moore of Carteret, Moore of Yancey, Riehardson, Shoffner, Smith, Stephens, Welker, White and Wynne—26.

NAYS—Messrs. Beasley, Beeman, Graham, Lindsay, Love, Melehor, McLaughlin, Purdie, Rieh, Respass, Robbins, Winstead and Wilson—13.

The question recurred on the passage of the resolution.

After eonsiderable discussion,

Mr. Moore, of Carteret, moved the previous question.

The resolution was adopted by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Hyman, Lassiter, Long, Martindale, Moore of Carteret, Smith, Stephens, Welker, White and Wynne—24.

Nays—Messrs. Beasley, Beeman, Graham, Jones of Wake, Lindsay, Love, Melehor, Moore of Yancey, McLaughlin, Purdie, Rich, Riehardson, Respass, Robbins, Winstead and Wilson—16.4

On motion of Mr. Barrow, the Senate adjourned until tomorrow, 11 A. M.

SATURDAY, NOVEMBER 21st, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

Prayer by the Rev. Mr. Shaver, of the House of Representatives.

The Journal of Friday was read and approved.

Mr. Brogden, on the part of the Committee on Finance, to whom was referred Senate bill to provide for the collection of taxes in the County of Carteret for the year 1868, reported the bill back to the Senate with a recommendation that it do pass.

Mr. Long, on the part of the Committee on Privileges and Elections, reported favorably on the credentials of Mr. James G. Scott, Scnator elect from the 12th Senatorial District.

The report was adopted, whereupon the President administered the oath, and the Senator elect took his seat.

A message was received from the House of Representatives, transmitting Engrossed House Bill to amend an act concerning the government of Counties.

Read first time, and referred to the Committee on Propositions and Grievances.

The following notices of bills were given:

By Mr. Welker, of a bill requiring agents in office of the State to advertise proposals before making contracts binding the State.

Also, a bill to amend the existing law on public roads.

By Mr. Love, of a bill to prevent the sacrifice of real estate.

Also, of a bill to amend the charter of the Western Turnpike and the several acts passed relative to said Road.

By Mr. Moore, of Yancey, of a bill to incorporate Burnsville Lodge of A. Y. M., No. 192, at Burnsville, in the County of Yancey.

By Mr. Jones, of a bill to incorporate the North Carolina Mutual Home Insurance Company.

By Mr. Purdie, of a bill to enable persons taking an appeal and owning property less than the constitutional exemption, to give bond.

Mr. Barrow introduced the following bills, which were read first time and disposed of as stated:

Bill to amend section 9, ehapter 118, Revised Code.

Placed on the ealendar.

Bill to amend Title VII, section 72, Code of Civil Procedure.

Referred to the Judiciary Committee.

Senate resolution instructing the State Librarian was taken up.

Mr. Brogden moved to amend by adding "also a complete V copy of Webster's Unabridged Dictionary."

Mr. Robbins moved to amend by adding the following:
"And of new works in reference to the late eivil war, one shall be taken from each side of the contest."

On motion of Mr. Respass, the resolution and amendments were referred to the Committee on the State Library.

On motion of Mr. White, the Senate adjourned until Monday, 11 A. M.

MONDAY, November 23d, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

Prayer by the Rev. Mr. Whitson.

The Journal of Saturday was read and approved.

Mr. Blythe presented a petition from the citizens of Hendersonville friends of the Judson Female College.

Referred to the Committee on Propositions and Grievances.

The following notices of the introduction of bills were given:

By Mr. Winstead, of a bill to authorize the Public Treaserer to exchange \$2,000,000 of bonds of the State for the same amount of bonds of the Company of the Oxford Branch of the Raleigh and Gaston Rail Road.

By Mr. Beeman, a bill empowering Deputy Clerks of the Superior Courts of the State to act as Probate Judges in the absence of the Superior Court Clerk.

By Mr. Etheridge, of a bill to protect eitizens of North Carolina who rented lands of the United States Treasury Agent during the war.

Also, of a bill to establish the County of Dare out of parts of Currituck, Hyde and Tyrrell Counties.

Also, of a bill for the protection of certain eitizens who have settled upon lands by eonsent and authority of the officers of the United States Army.

Also, of a bill to protect the fowling interest in Currituck County.

Also, a bill to amend chapter 81 of the Revised Code.

By Mr. Robbins, a bill to extend the time for widow to dissent from deceased husband's will.

Also, of a bill to amend the Code of Civil Procedure so as to allow plaintiffs to sue defendants in plaintiff's County, and not as now in defendant's County only.

By Mr. Lassiter, of a bill to amend the charter of the Oxtord Branch of the Raleigh and Gaston Rail Road Company.

By Mr. Eppes, of a bill for the relief of the eitizens of the County of Halifax.

A message was received from His Excellency, the Governor, transmitting a letter from W. L. Hodgin in relation to the 43d Senatorial District.

Referred to the Committee on Privileges and Elections.

A report was received from the Code Commissioners in relation to salaries and duties of officers.

Referred to the Committee on Salaries and Fees.

Also, a bill in relation to crimes.

Referred to the Judieiary Committee.

Mr. Welker introduced a bill requiring contracts for the State to be advertised.

Read first time and referred to the Judieiary Committee.

Mr. Long, a bill to incorporate the Silver Hill Rail Road Company, in the County of Davidson.

Read first time and referred to the Committee on Internal

Improvements.

Mr. Purdie, a bill to enable persons taking an appeal and owning property less than the Constitutional exemptions to give bond.

Read first time and referred to the Judiciary Committee.

Mr. Bellamy introduced a resolution instructing the Committee on Privileges and Elections to inquire if any of the Senators occupying seats are banned by the Constitutional Amendment.

Adopted.

Mr. Smith introduced a resolution to employ a Chaplain for the Senate.

The resolution was tabled.

Mr. McLaughlin introduced a resolution instructing the Judiciary Committee to inquire into the expediency of snspending the Statutes of Limitation in regard to old debts.

Mr. Jones introduced a bill to incorporate the North Car-

olina Mutual Home Insurance Company.

Read first time and referred to the Finance Committee.

Senate resolution declaring a vacancy in the 41st Senatorial District was ratified by the President.

Senate bill to provide for the collection of taxes in the County of Carteret for the year 1868.

Passed second reading.

Senate bill to amend section 19, chapter 118, Revised Code, was read second time.

Mr. McLaughlin amended by adding the following words: "And that the proceedings of the Clerks of the Superior-

Courts heretofore had, setting apart one year's provisions to widows is hereby legalized."

As amended, the bill passed second reading.

Mr. Barrow introduced a resolution authorizing the Superintendent of the Insane Asylum to insure from fire the buildings and other property belonging to that institution.

Passed first reading and reterred to the Committee on Public Charities.

Indefinite leave of absence was granted Mr. Barnes on account of sickness.

On motion of Mr. Robbins, the Sensts adjourned until tomorrow, 11 o'clock, A. M.

TUESDAY, November, 24th 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

Prayer by the Rev. Mr. Eppes.

The Journal of Monday was read and approved.

Mr. Harrington, Senator from the 16th District, and Mr. Sweet, from the 10th District, appeared and took their seats.

A memorial was received from the members of the Bar of the 10th Circuit, which was read and referred to the Committee on Judiciary.

Bills as follows were presented, read first time and referred as stated:

By Mr. Welker, a bill to amend the existing law on public roads.

To the Committee on Propositions and Grievances.

By Mr. Robbins, a bill to extend the time within which certain widows may dissent from a deceased husband's will.

To the Judiciary Committee.

By Mr. Etheridge, a bill to protect certain citizens of North Carolina, who rented lands of the United States Treasury Agents during the late war.

To the Committee on Propositions and Grievanees,

By Mr. Barrow, a bill empowering Deputy Clerks to act as Probate Judges.

To the Judieiary Committee.

Mr. Winstead introduced a resolution allowing per diem and mileage to Mr. Avery, Senator elect from the 41st Senatorial District.

On the passage of the resolution, the year and nays were agreed to.

The resolution was adopted by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Brogden, Colgrove, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melehor, Moore of Yancey, McLaughlin, Purdie, Rich, Richardson, Respass, Robbins, Shoffner, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—38.

Navs-Messrs. Bellamy, Burns, Blythe, Moore of Carteret and Smith-5.

Mr. Shoffner introduced a resolution appointing a Committee on Mileage.

Mr. Jones amended the resolution by striking out, "on oath," in fourth line.

The yeas and nays were agreed to on the passage of the resolution as amended.

The resolution was adopted by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Purdie, Rich, Richardson, Respass,

Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson-46.

NAYS-None,

Mr. Respass introduced a resolution to appoint a Committee to take into consideration the adaptation of the Mendenhall Hand Loom to the uses of the Penitentiary.

The resolution was read and withdrawn.

The President announced the following Committee on Mileage:

Messrs. Shoffner, Graham and Sweet.

On motion, the Senate adjourned until to-morrow, 11 o'clock, A. M.

WEDNESDAY, NOVEMBER 25th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Smith presented a petition from the Sheriff of Wilkes.

Read and referred to the Committee on Propositions and Grievances.

Mr. Welker, on the part of the Committee on Public Charities, reported favorably on Senate resolution authorizing the Superintendent of the Insane Asylum to insure from loss by fire the buildings and other property of that institution.

Whereupon the resolution was adopted.

Mr. Winstead, on the part of the Judiciary Committee, to whom was referred Senate bill to extend the time within which certain widows may dissent from a deceased husband's will, recommended its passage.

The report was adopted and the bill passed second reading.

The same Committee, to whom was referred Senate bill to

amend Title VII, section 72, Code of Civil Procedure, recommended that the words "without fee or reward" at the end of section two be stricken out.

The amendment was adopted.

The bill, as amended, passed second reading.

Mr. Brogden, ou the part of the Committee on Finance, reported favorably on Senate bill to incorporate the North Carolina Mutual Home Insurance Company.

On motion of Mr. Rich, the bill was ordered to be printed.

Mr. Brogden, on the part of the Committee on Finance, to whom was referred Senate resolution in favor of Quentin Busbee, reported the resolution back to the Senate with a recommendation that it be referred to the Committee on Claims.

The report was adopted and the resolution so referred.

A message was received from the House of Representatives, transmitting the following bills, which passed first reading:

Engrossed House bill fixing the time of holding the Superior Court for Henderson County.

Engrossed House bill to establish Special Courts in the Cities of Wilmington and Newbern.

Referred to the Judiciary Committee.

Engrossed House bill in favor of builders of public mills.

Referred to the Judiciary Committee.

On motion of Mr. Blythe, Engrossed House bill fixing the time of holding the Superior Court for the County of Henderson was taken up.

On motion, the bill was laid on the table.

Mr. Long gave notice of the introduction of the following bills:

A bill regulating the sale of lands, &c.

A bill laying off exemptions, &c.

Mr. Etheridge introduced a bill to protect the fowling interest in Currituck County.

Read first time and referred to a Special Committee.

Mr. Eppes introduced a bill for the relief of the County of Halifax.

Read first time and referred to the Committee on Finance.

Mr. Robbins moved an amendment to the rules of order.

Laid over under the rule.

On motion of Mr. Barrow, it was ordered that when the Senate adjourn, it adjourn to meet Friday at 11 A. M.

Mr. Lindsay introduced a resolution in favor of Wm. Thompson, Willie D. Jones, Wm. Grimes and R. K. Ferrell.

Passed first reading.

Leave of absence was granted to Mr. Galloway for this day. Mr. Hyman from Friday until Monday next.

Mr. Blythe introduced a resolution requesting the Code Commissioners to give the Code of Civil Procedure a critical examination and report such amendments as they think necessary.

On motion of Mr. Hayes, the resolution was laid on the table.

On motion of Mr. Love, it was ordered that a Committee of one from each Judicial District be appointed by the President of the Senate, whose duty it shall be to revise section 11, Title II, Code of Civil Procedure, and report by bill.

On motion of Mr. Winstead, it was ordered that the Judiciary Committee be increased at the discretion of the President.

The President announced Mr. Graham as an additional member of that Committee.

On motion of Mr. Hayes, the Senate adjourned.

FRIDAY, November 27th, 1869.

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The Scnate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

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The President announced the following Committee, agreeable to the motion of Mr. Love made on Wednesday:

1st Judicial District, Mr. White.

2nd " Mr. Respass.

3rd " Mr. Sweet.

4th " Mr. Purdie.

5th " " Mr. Davis.

6th " Mr. Lassiter.

7th " " Mr. Graham.

8th " Mr. Robbins.

9th " Mr. Osborne.

10th " " Mr. Smith.

11th " Mr. Moore, of Yancey.

12th " Mr. Love.

Mr. Long presented a petition from the citizens of Davidson.

Referred to a Special Committee, consisting of Messrs. Long. Welker and Forkner.

Mr. Etheridge presented a petition from the citizens of Currituck, Tyrell and Hyde Counties.

Referred to the Committee on Propositions and Grievances.

The following notices of the introduction of bills were given:

By Mr. Blythe, of a bill giving the defendant the right of redemption of real estate sold under execution at any time within two years from the date of such sale.

Also, of a bill to repeal the 279th paragraph of the Code of Civil Procedure.

By Mr. Bellamy, of a bill in relation to the fees of the Register of Deeds.

Bills with titles as follows were introduced, read first time and disposed of as stated:

By Mr. Winstead, a bill to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road Company.

Referred to the Committee on Internal Improvements.

By Mr. Love, a bill to supply Registers of Deeds with blank books.

Referred to the Committee on Finance.

By Mr. Etheridge, a bill to amend chapter 81 of Revised Code.

Referred to a Special Committee consisting of Messrs. Etheridge, Barrow, and Moore of Carteret.

By Mr. Long, a bill in relation to laying off exemptions. Referred to the Judiciary Committee.

A message was received from the House of Representatives transmitting Engrossed House bill to authorize the Counties of New Hanover, Rutherford, Robeson, Anson, Pasquotank, &c., to issue bonds.

Read first time and referred to the Committee on Finance. Senate bill to amend section 19, chapter 118, Revised Code, was read third time and amended by Mr. Barrow, by adding the following section:

"SEC. 2. This act shall be in force from the date of its ratification."

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Blythc, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Purdie, Richardson, Respass, Robbins, Shoffner, Smith, Welker, White, Wynne, Winstead and Wilson—38.

NAYS-None.

Senate bill to extend the time within which certain widows may dissent from a deceased husband's will passed third reading by the following vote:

YEAS—Messis. Barrow, Barnes, Beasley, Beeman, Bollamy, Brogden, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Fork-

ner, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Loug, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, McLanghlin, Purdie, Richardson, Respass, Robbins, Shoffner, Smith, Welker, White, Wynne, Winstead and Wilson—38.

NAYS .- None.

Senate bill to provide for the collection of taxes in Carteret County for the year 1868 was read the third time.

Mr. Respass offered to amend by adding after the word "taxes" in fourth line, section two, the following words: "on or before the first day of May, 1869."

The amendment did not prevail.

The bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Bellamy, Brogden, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Wake, Lindsay, Loug, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Purdie, Rieh, Riehardson, Robbins, Shoffner, Smith, Welker, White, Wynne, Winstead and Wilson—36.

Nays-Messrs. Beeman and Respass-2.

Senate bill to amend Title VII, section 72, Code of Civil Procedure, passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Hayes, Harrington, Jones of Wake, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Purdie, Richardson, Respass, Robbins, Shoffner, Smith, Welker, White, Wynne, Winstead and Wilson—34.

NAY-Mr. McLaughlin-1.

A motion of Mr. Robbins to reconsider the vote was not agreed to.

Mr. Martindale gave notice of his intention to introduce a bill to amend the charter of the Williamston and Tarboro's Rail Road Company. Senate Bill to incorporate the North Carolina Mutual Home Insurance Company was read second time.

On motion of Mr. Rich, section seven was stricken out.

The bill as amended passed second reading.

Leave of absence was grauted Messrs. Sweet, Burns and Purdie until Monday next.

On motion, the Senate adjourned until to-morrow at 11 o'clock, A. M.

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SATURDAY, November 28th, 1868. .

The Scnate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Long presented a petition from the citizens of Davidson.

Referred to the Committee on Propositions and Grievances. Mr. Graham, on the part of the Judiciary Committee, to whom was referred Senate bill relating to laying off exemptions, reported the bill back to the Senate, and asked to be discharged from the further consideration of the subject.

The report was concurred in.

Mr. Barrow, on the part of the same Committee, to whom was referred Senate bill to allow administrators and executors to sell for cash, reported the bill back with a substitute for the same.

On motion of Mr. Davis, the bill and substitute was recommitted to the Committee.

A message was received from the Honse of Representatives transmitting the following bills which passed first reading, and were referred as stated: Engrossed House bill to incorporate the Salem Fire Company.

To the Committee on Corporations.

Engrossed House bill to establish a ferry across Neuse river.

To the Committee on Corporations.

Engrossed House bill in relation to the obtaining of licenses to practice law in this State.

To the Judiciary Committee.

Engrossed House bill to provide for the appointment of entry takers.

To the Judieiary Committee.

Mr. Love introduced a bill to amend an act relating to salaries and fees.

· Read first time and referred to the Committee on Propositions and Grievances.

Senate bill to incorporate the North Carolina Mutual Home Insurance Company was taken up and read third time.

On motion of Mr. Mason, the word "thirty," in line 2, section 10, was stricken out and "sixty" inserted.

Mr. Rich moved to strike out section 13.

Mr. Welker moved to postpone indefinitely the amendment of Mr. Rich.

Mr. Barrow moved to lay the bill and amendment on the table.

On this motion the yeas and nays were agreed to.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Cook, Hayes, Harrington, Long, Moore of Carteret, McLaughlin, Richardson, Smith, Welker, White, Wynne and Wilson—17.

Nays—Messrs. Brogden, Blythe, Davis, Eaves, Etheridge, Forkner, Galloway, Graham, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martindale, Melchor, Moore of Yancey, Respass, Robbins, Shoffner and Winstead—20.

Mr. Welker withdrew the motion to postpone indefinitely.

Mr. Robbins moved to postpone until Tuesday next at 12 o'clock.

Mr. Hayes renewed the motion to postpone indefinitely.

The motion did not prevail.

The motion of Mr. Robbins was carried.

Mr. Moore, of Carteret, gave notice of his intention to introduce a bill to repeal an act to provide for the employment of convicts and the erection of a penitentiary, passed at the last session of the Legislature.

Mr. Blythe introduced a bill in relation to listing taxes in the several Townships.

Read first time and referred to the Judiciary Committee.

On motion of Mr. Respass, it was ordered that a Committee of three, on salaries and fees, be appointed to confer with a Special Committee of the House of Representatives, in revising a bill on salaries and fees, passed last session.

The President announced the following as that Committee: Messrs. Respass, Purdie and Davis.

Mr. Welker introduced a resolution directing the Public Treasurer to issue a bond, in place of one issued, in favor of Catharine Kendall.

Read first time and referred to the Committee on Finance.

Mr. Welker introduced a joint resolution instructing the Committee on Public Buildings and Grounds.

Adopted.

Senate resolution in favor of Wm. Thompson and others passed second reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Brogden, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Lassiter, Lindsay, Love, Mason, Martindale, Melehor, McLaughlin, Rieh, Richardson, Robbins, Shoffner, Smith, White, Wynne, Winstead and Wilson—30.

NAYS—Messrs. Bellamy, Hayes, Long, Moore of Carteret, Moore of Yancey, and Respass—6.

On motion of Mr. Robbins, the Rules of Order were so

amended that no bill shall be required to be printed except upon the special order of the Senate.

Mr. Respass gave notice of his intention to introduce a bill to amend chapter 42, Revised Code, entitled Entries and Grants.

Mr. Love gave notice of his intention to introduce a bill to incorporate the Unaka Lodge of Free Masons, in Jackson County.

On motion of Mr. Hayes, the Senate adjourned until Monday, 11 o'clock A. M.

MONDAY, November 30th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

The following notices of the introduction of bills were given:

By Mr. Mason, of a bill to incorporate the Gaston Lodge, No. 263, of Free and Accepted Masons.

By Mr. Cook, of a bill for the relief of P. T. Massey, of the County of Johnston.

Also, of a bill for the relief of E. G. Hill, Sheriff of Johnston | County.

Mr. Robbins introduced a bill providing for an official declaration of the results in the recent Congressional elections.

The bill passed first reading.

A motion to suspend the rules to place the bill on its several readings did not prevail.

The bill was referred to the Committee on Privileges and Elections.

Mr. Rieh, a bill authorizing the sale of the State's interest in Rail Road, Navigation and Turnpike Companies. Read first time and referred to the Committee on Internal Improvements.

Mr. Sweet, a bill to eonsolidate the Atlantic and North Carolina Rail Road Company and the North Carolina Rail Road Company.

Read first time, ordered to be printed and referred to the Judiciary Committee.

Also, a resolution in favor of Josiah Harden.

Read first time and referred to the Committee on Claims.

Mr. Moore, of Carteret, a bill to repeal an act to provide for the employment of convicts and the erection of a Penitentiary.

Read first time and referred to a Special Committee, eonsisting of Messrs. Moore, of Carteret, Graham and Barrow.

Mr. Davis, a bill to amend an aet to incorporate the Western North Carolina Rail Road Company, and aets amendatory thereof.

Read first time, ordered to be printed and referred to the Committee on Internal Improvements.

Also, a bill amendatory of the act to incorporate the Western North Carolina Rail Road Company and acts amendatory thereof.

Read first time, ordered to be printed and referred to the Committee on Internal Improvements.

Mr. Martindale, a bill to amend the charter of the Williamston and Tarboro' Rail Road Company.

Read first time, ordered to be printed and referred to the Committee on Internal Improvements.

Mr. Moore, of Carteret, a bill to repeal an aet to incorporate the State Loan and Trust Company of North Carolina.

Read first time and referred to the Committee on Corporations.

Mr. Love, a bill to incorporate the Unaka Lodge of Free Masons.

Read first time and referred to the Committee on Corporations.

Mr. Moore, of Yaneey, a bill to incorporate Burnsville Lodge, No. 192.

Read first time and referred to the Committee on Corporations.

Mr. Davis, a resolution for a recess of the General Assembly.

On motion of Mr. Galloway, the motion was laid on the table.

Mr. Sweet, a resolution relating to the Chatham Rail Road.

Mr. Robbins offered a substitute for the same.

The substitute was accepted.

On motion of Mr. Forkner, the yeas and nays were agreed to on the adoption of the resolution.

The resolution was adopted by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Rich, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White, Wynne, Winstead and Wilson—42.

NAYS-None.

The President announced the following Committee, as provided for in the substitute of Mr. Robbins:

Messrs. Sweet, Robbins and Forkner.

The following notices of the introduction of bills were given:

By Mr. Love, of a bill to repeal an act passed by the General Assembly, at its session of 1866-'67, giving widows dower by the common law.

By Mr. Beeman, of a bill to incorporate Beaver Dam Lodge, No. 276.

By Mr. Jones, of a bill to amend Chapters 5th and 8th, Title XXI, of the Code of Civil Procedure, in reference to Sheriffs and Constables.

On motion, the Senate adjourned until to-morrow, 11 o'elock, A. M.

TUESDAY, DECEMBER 1st, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Sweet, on the part of the Judiciary Committee, reported favorably upon Senate bill to consolidate the Atlantic and North Carolina and the North Carolina Rail Road Companies.

Mr. Barrow, of the same Committee, reported favorably on Engrossed House bill relating to the appointment of entry takers.

Mr. Rich, on the part of the Committee on Internal Improvements, reported favorably on Senate bill to prevent the felling of timber in Rockfish Creek.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported favorably on the following bills:

Senate bill to lay off and establish the new County of Dare. Ordered to be printed.

Engrossed House bill concerning the government of Counties, and,

Senate bill to protect certain citizens of North Carolina who reuted lands of the United States Treasury Agents during the late war.

Mr. Graham, from the Judieiary Committee, reported favorably on Engrossed House bill concerning builders of public mills.

A message was received from the House of Representatives transmitting the following Engrossed House bills, which were read first time and referred to the Committee on Propositions and Grievanees:

A bill for the relief of Jno. F. White, former Sheriff of Gaston County.

A bill incorporating the Madison Mining Company.

A bill for the relief of James Custer, Sheriff of Macon County.

Mr. Winstead, from the Judiciary Committee, reported favorably on Senate bill in relation to law licenses.

A message was received from the House of Representatives transmitting engrossed House bill to amend an act in relation to crimes and punishments.

Read first time and referred to the Judiciary Committee.

And engressed House bill to amend the charter of the Cheraw and Coalfields Rail Road Company.

Read first time and referred to the Committee on Internal Improvements.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on engrossed House bill authorizing certain Counties to issue bonds.

Mr. Beeman introduced a bill to incorporate Beaver Dam Lodge of Free and Accepted Masons.

Read first time and referred to the Committee on Corporations.

Mr. Bellamy, a bill to amend section 566, chapter 4, Code of Civil Procedure.

Read first time and referred to the Committee on Salaries and Fees.

Mr. Love, a bill repealing chapter 54, laws 1866-'67.

Read first time and referred to the Judiciary Committee.

Also, a bill relative to the Western Turnpike Road.

Read first time and referred to the Committee on Internal Improvements.

Mr. Graham, a resolution requesting information from the Public Treasurer concerning certain bonds.

Adopted.

Mr. Sweet, a resolution tendering the Senate Chamber to the Presidential Electors, at 12 o'clock, M., Wednesday.

Adopted.

On motion of Mr. Robbins, it was ordered that when the Senate adjourns it adjourn to meet to-morrow, at 10 o'clock, A. M.

Mr. Stephens introduced a resolution instructing the Com-

mittee on Privileges and Elections, in relation to the Senator from the 14th Senatorial District.

On motion of Mr. Beeman, the resolution was tabled.

Senate bill to incorporate the North Carolina Mutual Home Insurance Company was taken up.

Mr. Rich offered a new section requiring the Company to deposit \$20,000 with the Public Treasurer as a guarantee from any losses the policy holders may sustain.

Mr. Welker moved to amend by inserting \$100,000.

Adopted.

Mr. Robbins offered a proviso, that said Corporation shall be subject to all general laws that may hereafter be passed requiring Insurance Companies doing business in this State to deposit bonds in the State Treasury as a security for policy holders.

On motion of Mr. Davis, the bill and amendments were laid on the table by the following vote:

YEAS—Messrs. Barrow, Barnes, Bellamy, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Graham, Harrington, Hyman, Lassiter, Long, Melchor, Rieh, Richardson, Respass, Smith, Stephens, Welker and White—22.

NAYS—Messrs. Beasley, Beeman, Forkner, Hayes, Jones of Wake, Legg, Lindsay, Mason, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Robbins, Scott, Shoffner, Sweet, Winstead and Wilson—18.

Mr. Riehardson introduced a bill to amend the charter of the Western Rail Road Company.

Read first time and referred to the Committee on Internal Improvements.

Mr. Blythe, a bill to repeal section 279, chapter 12, Title XII, of the Code of Civil Procedure.

Read first time and referred to the Judiciary Committee.

The following notices of the introduction of bills were given: By Mr. Love, of a bill to prevent the sacrifice of real estate.

A bill to amend sections 17 and 18, chapter 28, of the Revised Code.

Of a bill to amend the bastardy law.

Mr. Respass, of a bill in relation to pilotage and pilots at Hatteras and Ococroke Inlets.

Mr. Cook introduced a bill in favor of P. T. Massey and E. G. Hill.

Read first time and referred to the Committee on Propositions and Grievances.

On motion of Mr. Beeman, the Senate adjourned.

WEDNESDAY, DECEMBER 2d, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

On motion, the reading of the Journal was temporarily postponed.

Mr. Galloway moved a call of the House.

The motion was lost by the casting vote of the President.

Leave of absence was granted Mr. McLaughlin.

The Journal of Tuesday was read and approved.

Mr. Love gave notice of his intention to introduce a bill to amend chapter 2, laws of Special Session, 1868.

Mr. Hyman, of a bill to amend chapter 10, section 1, of the acts of the General Assembly passed first session, 1868.

Mr. Smith introduced a bill to amend the charter of the Atlantic, Tennessee and Ohio Rail Road Company.

Read first time, ordered to be printed and referred to the Committee on Internal Improvements.

Mr. Robbins gave notice of his intention to introduce a bill to promote compromises of old debts.

Mr. Blythe introduced a bill for the redemption of real estate sold under execution.

Read first time, ordered to be printed and referred to the Judiciary Committee.

Engrossed House bill in regard to law licenses was taken up

and passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Purdie, Rich, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—43.

NAYS-None.

Mr. Rich gave notice of his intention to introduce a bill to amend 429th section of chapter 2, Code of Civil Procedure.

Mr. McLaughlin introduced a resolution requesting information of the Public Treasurer.

Laid over.

Mr. Respass, a resolution in relation to banks.

Laid over.

Mr. Shoffner, a resolution asking authority be given to the Committee on Mileage to issue a certificate of mileage.

Adopted.

On motion of Mr. Davis, the vote by which the Senate tabled Senate bill to incorporate the North Carolina Mutual Home Insurance Company was reconsidered, whereupon the bill was referred to the Committee on Corporations.

Mr. Barnes introduced a resolution instructing the Judieiary Committee.

Adopted.

Senate bill in relation to the Supreme Court was taken up. On motion of Mr. Barrow, the words "United States" were inserted after the word "State" in first section.

The hour of 12 o'clock having arrived, the Senate adjourned until to-morrow, 11 o'clock, A. M.

THURSDAY, DECEMBER 3d, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Leave of absence was granted the President for one week or ten days.

At the request of the President, Mr. Winstead, the Senator from Person, took the Chair.

Mr. Welker gave notice of his intention to introduce the following bills:

A bill for the relief of guardians, administrators, &c.

A bill to regulate the investment of trust funds, &c.

A bill to prevent violence by persons in disguise.

Mr. Stephens, of a bill to empower Justices of the Peace in the various Counties to deputize special Constables in civil actions and to legalize the action of such Justices as may already have deputized special Constables in like actions.

Also, a bill prohibiting the running at large of stock and to compel the owners to keep up the necessary fences to prevent it.

Mr. Hyman, of a bill to amend section 9, chapter 46, concerning Salaries and Fees, passed at the Special Session of the General Assembly of 1868.

Also, of a bill to extend the power of County Commissioners.

The Judiciary Committee, to whom was referred engrossed House bill in relation to punishments, reported the following amendments, and recommended the passage of the bill with the amendments:

In section first strike out the word "upwards" and insert the word "more." Strike out the second and third sections.

Senate bill in relation to the Supreme Court was taken up as the unfinished business of yesterday.

A motion to refer to the Judiciary Committee did not prevail by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Davis, Graham, Harrington, Jones of Wake, Love, Mason, Melchor, Moore of Yancey, Osborne, Purdic, Robbins, Scott, Shoffner, Smith and Winstead—18.

NAYS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Eaves, Etheridge, Eppes, Forkuer, Hayes, Hyman, Lassiter, Legg, Lindsay, Long, Martindale, Moore of Carteret, Richardson, Respass, Stephens, Welker and White—22.

Mr. Hayes moved to amend by striking out the words "each Justice" in section first and inserting the words "Supreme

Court."

The amendment was adopted.

Mr. Jones moved to strike out the words "Attorney General."

Mr. Graham moved to postpone until January 21st, 1869.

On this motion Mr. Hayes called for the yeas and nays.

The call was sustained.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Cook, Graham, Harrington, Love, Melchor, Osborne, Purdie and Scott—11.

NAYS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Hyman, Jones, of Wake, Lassiter, Legg, Long, Mason, Martindale, Moore of Carteret, Moore of Yancey, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Welker and White—30.

Mr. Jones withdrew his amendment.

The bill then passed second reading.

Mr. Jones called up a Senate resolution in favor of Wm. Thompson, Willie D. Jones and others.

The resolution passed its third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Brogden, Burns, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Yancey, Osborne, Purdie,

Respass, Robbins, Scott, Shoffner, Stephens, Sweet and White—31.

NAVS—Messrs. Bellamy, Blythe, Cook, Long, and Moore of Carteret—5.

Mr. Sweet called up Senate bill to consolidate the Atlantic and North Carolina and the North Carolina Rail Road Companies.

Mr. Galloway moved to refer the bill to the Committee on Internal Improvements.

Mr. Cook ealled for the yeas and nays on the motion to refer. Agreed to.

The motion to refer prevailed by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Galloway, Hayes, Jones of Wake, Lassiter, Legg, Love, Martindale, Osborne, Purdie, Richardson, Respass, Stephens and Welker—22.

NAYS—Messrs. Barrow, Barnes, Beasley, Etheridge, Forkner, Graham, Harrington, Hyman, Lindsay, Long, Mason, Melehor, Moore of Carteret, Moore of Yaneey, Robbins, Scott, Smith and Sweet—18.

Mr. Brogden, President of the Electoral College, tendered the thanks of the College to the Senate for the use of the Senate Chamber.

On motion of Mr. Stephens, the Senate adjourned until tomorrow, 11 o'eloek, A. M.

FRIDAY, DECEMBER 4th, 1868.

The Senate met pursuant to adjournment.

Mr. Winstead, the Senator from Person, in the Chair.

The Journal of Thursday was read and approved.

On motion of Mr. Davis, the Senate proceeded to elect a President pro tem.

Mr. Graham moved that Mr. Winstead, the Senator from Person, be the unanimous choice of the Senate.

Mr. Robbins called for a division of the question on the motion of Mr. Graham.

The question having been decided divisible, the Senate ordered that the roll should be called and each Senator, in answering, should name the Senator he desired to vote for as President *pro tem*.

Mr. Galloway nominated Mr. Barrow.

Mr. Cook nominated Mr. Lassiter.

Mr. Colgrove nominated Mr. Brogden.

The Senate voted as follows:

For Mr. Lassiter-Messrs. Cook and Respass-2.

For Mr. Brogden-Mcssrs. Long and Smith-2.

For Mr. Barrow—Messrs. Beasley, Bellamy, Colgrove, Etheridge, Eppes, Galloway, Hyman, Moore of Carteret, Rich, White and Winstead—11.

For Mr. Winstead—Messrs. Barrow, Barnes, Beeman, Brogden, Burns, Blythe, Davis, Eaves, Forkner, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Yancey, Osborne, Purdie, Richardson, Robbins, Scott, Stephens, Sweet, Welker and Wynne—28.

The Chair announced 43 votes cast, of which

Mr. Lassiter received		arm.	152°	7/ (20)	Ray	4169	2
Mr. Brogden	"	[-,800	THE PARTY	win	44.2	-	2
Mr. Barrow	" -	Name of	Fronzes	mil-		AVII	11
Mr. Winstead	"	الالو	dials	10/6	2011		28
		inA					-157
							40

Necessary for a choice 22.

Mr. Winstead having received 28, a majority of the whole number of votes cast, was declared duly elected President pro tem.

Messrs. Barrow and Brogden conducted Mr. Winstead to the Chair.

The President *pro tem*. thanked the Senate for the honor conferred in a few appropriate remarks, after which the Senate proceeded to business.

The following notices of bills were given:

By Mr. Bellamy, of a bill to repeal chapter 83, of the laws passed 1866-'67, declaring Tar River, through Edgecombe County, a sufficient fence.

By Mr. Mason, of a bill requiring executors to give bond before entering upon the discharge of their duties.

By Mr. Purdie, of a bill to amend section 21, chapter 34, of the Revised Code.

By Mr. Osborne, of a bill to amend the Code of Civil Proedure.

By Mr. Jones, of a bill to incorporate the North Carolina Homestead Association.

Also, a bill to re-enaet and confirm certain acts of the General Assembly, passed at the last session, providing for the issue of State bonds to and for certain Rail Road Companies.

By Mr. Galloway, of a resolution to appoint another Senator on the Investigating Committee, in place of Mr. Sweet, Senator from Craven.

Senate bill in relation to the Supreme Court was taken up and passed third reading by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yancey, Riehardson, Respass, Smith, Stephens, Welker and White—29.

Nays—Messrs. Barnes, Beeman, Davis, Eaves, Graham, Love, Osborne, Purdie, Robbins, Scott and Wynne—11.

Mr. Lassiter moved a reconsideration by which the bill passed third reading.

Mr. Barrow moved to lay that motion on the table.

Mr. Cook called for the yeas and nays.

The call was sustained.

The motion to lay on the table did not prevail by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Galloway, Hayes, Long, Moore of Carteret, Richardson, Smith and Stephens—16.

Navs—Messrs. Barnes, Beeman, Cook, Eaves, Etheridge, Forkner, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Yaneey, Osborne, Purdie, Respass, Robbins, Scott and Welker—22.

The question recurred on the motion to reconsider. After considerable discussion,

Mr. Moore, of Carteret, moved the previous question.

The motion was sustained.

Mr. Respass called for the yeas and nays.

Agreed to.

The motion to reconsider prevailed by the following vote: YEAS—Messrs. Barnes, Beeman, Bellamy, Blythe, Cook, Davis, Eaves, Forkner, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Mason, Melchor, Moore of Yaneey, Osborne, Purdie, Richardson, Respass, Robbins,

Scott, Sweet, Welker, and Wynne-27.

Nays—Messrs. Barrow, Brogden, Burns, Colgrove, Etheridge, Eppes, Galloway, Hayes, Lindsay, Martindale, Moore of Carteret, Smith and White—13.

On motion of Mr. Jones, the bill was postponed and made a Special Order for Thursday, the 10th instant, at 12 o'clock.

Leave of absence was granted Mr. Robbins.

Mr. Bellamy introduced a resolution ealling for a report from the Committee on Privileges and Elections.

Upon an explanation by Mr. Sweet, Chairman of that Committee, Mr. Bellamy withdrew the resolution.

On motion of Mr. Graham, it was ordered that another Senator be added to the Committee on Privileges and Elections.

The President pro tem. appointed Mr. Graham on that Committee.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported favorably on engrossed House bill in favor of John F. White, former Sheriff of Gaston County.

Also, on engrossed House bill in favor of Jas. Cansler, Sheriff of Macon County.

Mr. Hyman introduced a bill extending the powers of County Commissioners for special purposes.

Read first time and referred to the Judiciary Committee.

Also, a bill to amends ection nine, ehapter forty-six, concerning Salaries and Fees.

Read first time and referred to the Committee on Salaries and Fees.

A message was received from the House of Representatives, transmitting engrossed House resolution, concerning the Bank of North Carolina, and the Bank of the State of North Carolina.

Also, engrossed House resolution providing for a recess, of the General Assembly from December 21st, 1868, to January 4th, 1869.

At the request of Mr. Love, he was relieved from serving on the Finance Committee, also the Committee on Public Charities.

Mr. Osborne was placed on the Finance Committee and Mr. Purdie on the Committee on Public Charities, in his stead.

On motion of Mr. Robbins, the rules were suspended and Engrossed House resolution providing for a recess of the General Assembly was taken up.

Mr. Moore, of Carteret, moved that the further consideration of the subject be indefinitely postponed.

Mr. Love called for the yeas and nays.

The call was sustained.

The resolution was adopted by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eaves, Etheridge,

Eppes, Forkner, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Osborne, Purdie, Richardson, Scott, Smith, Stevens, Sweet, Welker and White—32.

NAYS—Messrs. Blythe, Galloway, Love, Melchor, Moore of Carteret, Moore of Yancey, Respass and Robbins—8.

On motion of Mr. Galloway, the Senate adjourned until tomorrow at 11 o'clock, A. M.

SATURDAY, DECEMBER 5th, 1868.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Friday was read and approved.

Mr. Welker presented a petition from the citizens of Chatham and Guilford Counties concerning the Penal Code of the State.

Referred to a Special Committee of three, consisting of Messrs. Welker, Long and Scott.

Mr. Blythe presented a petition from the citizens of Henderson County, asking the passage of a law prohibiting cattle from a distempered region from being driven into that County.

Referred to the Committee on Propositions and Grievances.

Mr. Sweet introduced a resolution declaring the opinion of the Senate to be that when a decision has been made by the Senate, that it is final, and the right of a member to his seat cannot afterwards be questioned except for conduct subsequent to his admission.

Mr. Hayes, a resolution as a substitute instructing the Committee on Privileges and Elections to report as though there had been no investigation concerning the seats of the members now under consideration.

Mr. Forkner moved that the whole subject be referred to the Judiciary Committee.

Mr. Barrow called for the yeas and nays.

The call was sustained.

The motion to refer was lost by the following vote:

YEAS—Messrs. Barnes, Eaves, Forkner, Graham, Mason, Melchor, Osborne and Scott—8.

Nays—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Hayes, Harrington, Hyman, Lassiter, Lcgg, Lindsay, Martindale, Moore of Carteret, Richardson, Smith, Sweet, Welker, White and Wynne—27.

The question recurred on the substitute offered by Mr. Hayes.

Mr. Bellamy moved the previous question.

The motion was sustained.

The substitute was adopted by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Hayes, Harrington, Hyman, Lassiter, Legg, Martindale, Moore of Carteret, Richardson, Smith and Welker—21.

NAYS—Messrs. Barnes, Beasley, Becman, Eaves, Forkner, Graham, Lindsay, Melchor, Osborne, Scott and Sweet—11.

The resolution, as amended, was adopted.

Mr. Osborne presented a petition from the citizens of Mecklenburg County, asking that a general law be passed concerning public roads.

Referred to the Committee on Propositions and Grievances. The following notices of the introduction of bills were given:

By Mr. Barrow, of a bill to incorporate the International Commerce Company of Norfolk, Va.,

By Mr. Forkner, of a bill to provide for the settlement of the estates of deceased persons.

By Mr. Stephens, of a bill to amend an ordinance of the Convention of 1865-'66, in relation to selling liquor at or near Company Shops.

Mr. Moore, of Carteret, from the Committee on Corporations, reported favorably on Senate bill to incorporate the Mutual Home Insurance Company, with a substitute for sections 12 and 13.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported favorably on Senate bill in favor of P. T. Massey and E. G. Hill, of the County of Johnston.

Mr. Moore, of Carteret, from the Special Committee appointed to report upon a bill to repeal an act to provide for the employment of convicts and the creetion of a Penitentiary, reported the bill back recommending its passage.

Mr. Osborne introduced an amendment to a bill to be entitled an aet amendatory of the act to incorporate the Western North Carolina Rail Road Company, and aets amendatory thereof.

The bill and amendments were referred to the Committee on Internal Improvements.

A message was received from the House of Representatives announcing the eoneurrence of that body in Senate resolution eoneerning Bribery and Corruption.

Mr. Galloway introduced a resolution providing for the removal of Mr. Sweet from the Committee on Bribery and Corruption, and the appointment of another Senator in his place.

Mr. Moore, of Carteret, moved to lay the resolution on the table.

Mr. Galloway ealled for the yeas and nays.

The eall was sustained.

The vote was as follows:

YEAS—Messrs. Barnes, Beasley, Forkner, Graham, Lassiter, Lindsay, Loug, Love, Mason, Melehor, Moore of Carteret, Osborne, Purdie, Scott and White—15.

NAYS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Galloway, Harrington, Hyman, Jones of Wake, Smith, Stephens and Welker—15.

The President voting in the affirm ative, the resolution was tabled.

Mr. Jones introduced a bill re-enacting and confirming the acts of the Legislature by which bonds were issued to certain Rail Road Companies.

Reterred to the Committee on Internal Improvements.

Mr. Love moved that a Committee on Roads be raised, and that all petitions and papers concerning roads be referred to that Committee.

Adopted.

Mr. Love introduced a resolution authorizing the State Librarian to procure a copy of the laws of 1866-267.

Adopted.

Mr. Galloway gave notice of his intention to oppose the ratification of the joint resolutions eoneerning Bribery and Corruption.

Mr. Sweet arose and attempted to speak.

Mr. Galloway raised the point of order that there was nothing before the Senate.

The President pro tem decided the point well taken, whereupon Mr. Sweet took his seat.

Mr. Moore, of Carteret, moved that the Senator from Craven be allowed to proceed.

Mr. Galloway moved to lay that motion on the table.

Not agreed to.

Mr. Galloway moved to adjourn.

Mr. Forkner moved to lay the motion to adjourn on the table.

Adopted.

Mr. Sweet was allowed to proceed.

Mr. Hayes arose to a personal explanation and requested some Senator who voted to lay the resolution offered by Mr. Galloway on the table, to move a reconsideration of the vote.

Mr. Etheridge moved that after Monday next the Senate

have evening sessions, commencing at 7 o'clock, P. M., until otherwise ordered.

The motion was rejected.

On motion of Mr. Lindsay, the Senate adjourned until to-morrow, 11 o'clock, A. M.

MONDAY, DECEMBER 7th, 1868.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Saturday was read and approved.

The following notices of the introduction of bills were given:

By Mr. Moore, of Carteret, of a bill for the preservation of the public health by establishing a quarantine station at Beaufort Harbor, N. C.

Also, of a bill to provide for the construction of a Turnpike Road from the head of North River in Currituck County to Adams' Creek in Craven County, N. C.

By Mr. Shoffner, of a bill to allow the sureties of the Sheriff of Alamance County to collect arrears of taxes due said Sheriff.

By Mr. Mason, of a bill relative to settling the estates of deceased persons.

Bills and resolutions as follows were introduced, read first time and disposed of as stated:

By Mr. Forkner, a bill to provide for the settlement of estates of deceased persons.

Placed on the calendar.

By Mr. Moore, of Carteret, a bill for the relief of James Rumley, late Clerk of the County Court of the County of Carteret. Referred to the Judiciary Committee.

By Mr. Barrow, a bill to incorporate the International Commercial Company in the City of Norfolk.

Referred to the Committee on Corporations.

By Mr. Stephens, a bill to empower Justices of the Peace to deputize Constables in civil actions.

Referred to the Judiciary Committee.

By Mr. Purdie, a bill to amend section 21, chapter 34, of the Revised Code.

Referred to the Judiciary Committee.

By Mr. Barrow, a resolution in relation to the purchase of the Penitentiary site.

A motion of Mr. Barrow to suspend the rules for the passage of this resolution did not prevail.

Placed on the calendar.

By Mr. Blythe, a resolution for the relief of J. C. Gullick, late Clerk of the County Court of Henderson County, which passed several readings under a suspension of the rules by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Rich, Richardson, Scott, Shoffner, Smith, Sweet, White and Wilson—36.

NAYS-None.

Mr. Martindale presented a resolution for the relief of the Sheriff of Tyrrell County.

Referred to the Committee on Propositions and Grievances. Engrossed House resolution for the relief of James Cansel, Sheriff of Macon County, passed second reading.

The rules were suspended and the bill passed third reading by the following vote:

YEAS—Messrs, Barrow, Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melelior, Moore of Carteret, Moore of Yaneey, Osborne, Purdie, Scott, Smith, Stephens, Sweet, White and Wilson—34.

NAYS-None.

Engrossed House bill for the relief of John F. White, former Sheriff of the County of Gaston, passed second reading.

Engrossed House bill to amend an act in relation to punishments was taken up.

The amendments reported by the Judiciary Committee were adopted.

The bill, as amended, passed second reading and was ordered to be printed.

Engrossed House bill to provide for the appointment of entry takers passed second reading.

Senate resolution requiring the Public Treasurer to report items charged as contingencies was taken up, and, on motion of Mr. Galloway, was postponed until January 4th, 1869.

Senate resolution in relation to banks passed second reading. The rules were suspended for a third reading, when

Mr. Lindsey amended by adding the following: "That the Committee are required to report what disposition has been made with the cash capital of said Company since May 1st, 1861."

Mr. Love moved to postpone until to-morrow, 12 o'eloek, M. On this motion the yeas and nays were called.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Davis, Love, Melchor, Moore of Yancey and Osborne—6.

NAYS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lindsay, Long, Mason, Martindale, Moore of Carteret, Purdie, Rich, Richardson, Shoffner, Smith, Stephens, Sweet, White and Wilson—33.

The resolution, as amended, passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Ethcridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hymau, Jones of Wake, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Rich, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, White and Wilson—40.

NAYS-None.

Mr. Jones gave notice of his intention to introduce a bill to amend the Code of Civil Procedure.

A message was received from the House of Representatives, transmitting the following bills and resolution, which passed first reading and were disposed of as stated:

Engrossed House bill to amend an act to incorporate the Pitt County Female Institute.

Referred to the Committee on Corporations.

Engrossed House bill to provide for the registration of voters in special elections.

Referred to the Judiciary Committee.

Engrossed House resolution in favor of W. W. Medford, of Haywood County.

Referred to the Committee on Finance.

A motion by Mr. Love to suspend the rules for a final passage of the resolution did not prevail.

Engrossed House bill to prohibit hunting on the Sabbath.

Referred to the Judiciary Committee.

Mr. Sweet presented a report from the Committee on Privileges and Elections in the case of Mr. Purdie.

The report was accepted.

Mr. Beeman moved to lay the report on the table.

The motion did not prevail, when

On motion of Mr. Love, the further consideration of the report was postponed until Wednesday next 11½ o'clock, A. M.

Senate bill to incorporate the Home Mutual Life Insurance Company, as amended by the Special Committee to whom it was referred, passed third and final reading by the following vote: YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Purdie, Rich, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, White and Wilson—35.

NAVS—Messrs. Graham and Harrington—2.

Mr. Rich, on the part of the Committee on Internal Improvements, reported favorably on the following bills and recommended their passage:

Senate bill amending an act to incorporate the Western North Carolina Rail Road Company, and acts amendatory thereto.

Senate bill amending an act to incorporate the Western North Carolina Rail Road Company, and acts amendatory thereto.

Senate bill to consolidate the Atlantic and North Carolina Rail Road Company and the North Carolina Rail Road Company.

Senate bill to amend the charter of the Western Rail Road Company.

Senate bill to amend the charter of the Williamston and Tarboro' Rail Road Company.

Senate bill to divide the eastern and western divisions of the Wilmington, Charlotte and Rutherford Rail Road Company.

Senate bill re-enacting and confirming certain acts of the General Assembly, anthorizing the issue of State bonds to and for certain Rail Road Companies.

Senate bill authorizing the sale of the State's interest in Rail Road, Navigation and Turnpike Companies.

Senate bill to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road.

This bill the Committee reported back with several amendments.

Mr. Osborne presented a minority report from the same Committee in relation to

Senate bill to separate the Eastern and Western Divisions of the Wilmington, Charlotte and Rutherford Rail Road.

On motion, it was ordered that the several bills be printed. On motion of Mr. Bellamy, the Senate adjourned until tomorrow, 11 o'clock, A. M.

TUESDAY, DECEMBER 8th, 1868.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Monday was read and approved.

The President pro tem. announced the ratification of the following resolutions:

Resolution in regard to Pages.

Resolution tendering the use of the Senate Chamber to the Presidential Electors.

Resolution in regard to mortgage bonds of the North Carolina Rail Road Company.

Resolution concerning the mileage and per diem of Members banned.

Resolution allowing the General Assembly to take a recess.

Mr. Shoffner gave notice of his intention to introduce a bill to incorporate Coble Lodge, No. 264, F. A. M.

Also, a bill to amend an aet ratified August 22, 1868.

Bills as follows were introduced, passed first reading, and were disposed of as stated:

By Mr. Osborne, a bill to incorporate the Hebrew Benevolent Association.

Referred to the Committee on Corporations.

By Mr. Shoffner, a bill for the relief of John Tapseott, former Sheriff of Alamanee County.

Placed on the calendar.

Also, a bill to authorize persons to be represented in Magistrates' Courts.

Referred to the Judiciary Committee.

By Mr. Moore, of Carteret, a bill for the preservation of the public health.

Referred to the Judiciary Committee.

By. Mr. Stephens, a bill to amend an ordinance of the Convention of 1866.

Placed on the calendar.

By Mr. Forkner, a bill to amend an ordinance of the Convention, entitled "an ordinance to incorporate the North-Western North Carolina Rail Road Company.

Referred to the Committee on Internal Improvements.

By Mr. Moore, of Yancey, a bill to incorporate the Town of Marion, in the County of McDowell.

Referred to the Committee on Corporations.

By Mr. Mason, a bill to incorporate the Woodlawn Cotton and Woolen Manufacturing Company in the County of Gaston.

Referred to the Committee on Corporations.

By Mr. Jones, a bill to amend the Fee Bill of the Code of Civil Procedure.

Referred to the Judiciary Committee.

By Mr. Osborne, a bill authorizing the consolidation of the Charlotte and South Carolina Rail Road Company and the Columbia and Augusta Rail Road Company.

Referred to the Committee on Internal Improvements.

The President *pro tem*. ratified the joint resolution appointing a Committee of Investigation into alleged bribery and corruption.

A message was received from the House of Representatives transmitting engrossed House resolution instructing the Code Commissioners to prepare and report a compilation of charters, acts, &c.

The resolution was read first time and placed on the calendar.

Mr. Smith presented a substitute for a bill previously offered by himself, entitled "an act to amend the charter of the Atlantie, Tennessee and Ohio Rail Road Company.

Mr. Welker gave notice of his intention to introduce a bill to amend section 11 of the Code of Civil Procedure.

Mr. Rich, of a bill to charter the University Rail Road Company.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, to whom was referred engrossed House bill to incorporate Beaver Dam Lodge of Free and Accepted Masons in the County of Union;

Senate bill to incorporate Bunsville Lodge, No. 192;

Senate bill to incorporate Unaka Lodge of Free Masons;

Reported them back with a recommendation that they do pass.

Engrossed House bill for the relief of John F. White, former Sheriff of the County of Gaston, was amended by adding a new section.

As amended the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, Osborne, Purdie, Rich, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White and Wilson—36.

NAYS-None.

Senate bill amendatory of an act to incorporate the Western North Carolina Rail Road Company, and acts amendatory thereof, was read second time and amended by striking out section third.

The bill as amended passed its second reading by the following vote:

'YEAS—Messrs. Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Harrington, Jones of Wake, Long, Love, Mason, Martindale, Melchor, Moore of

Carteret, Moore of Yancey, Osborne, Purdie, Rich, Richardson, Respass, Scott, Smith, Stephens, Sweet, White, Wynne and Wilson—31.

NAYS—Messis. Barrow, Barnes, Beasley, Burns, Eppes and Welker—6.

Senate bill amendatory of an act to incorporate the Western North Carolina Rail Road Company, and acts amendatory thereto, passed its third reading by the following vote:

YEAS—Messrs. Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Long, Love, Mason, Martindale, Mclchor, Moore of Carteret, Moore of Yancey, Osborne, Rich, Richardson, Respass, Scott, Smith, Stephens and Wynne—30.

NAYS—Messrs. Barrow, Barnes, Beasley, Brogden, Burns, Graham, Shoffner, Welker, White and Wilson—10.

Senate bill to consolidate the Atlantic and North Carolina Rail Road Company and the North Carolina Rail Road Company, passed its second reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Bnrns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Hayes, Hyman, Lassiter, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Purdie, Rich, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White and Wynne—31.

NAYS—Messrs. Barnes, Graham, Osborne, Richardson, Welker and Wilson—6.

Senate bill to amend the charter of the Western Rail Road Company, ratified August 21st 1868, passed second reading by the following vote:

Y_{EAS}—Mcssrs. Beeman, Bellamy, Burnes, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Martindale, Melchor, Moore of Carteret, Osborne, Rich, Richardson, Respass, Smith, Stephens, Sweet, White and Wynne—29.

NAYS—Messrs. Barrow, Barnes, Brogden, Graham, Shoffner, Welker and Wilson—7.

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Senate bill to amend the charter of the Williamston and Tarboro' Rail Road Company, passed second reading by the tollowing vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Martindale, Moore of Carteret, Rieh, Richardson, Respass, Stephens, White and Wynne—27.

NAYS—Messrs. Barrow, Barnes, Brogden, Graham, Melchor, Osborne, Scott, Shoffner, Welker and Wilson—10.

Senate bill to divide the Eastern and Western Divisions of the Wilmington, Charlotte and Rutherford Rail Road, passed second reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Martindale, Moore of Carteret, Rieh, Richardson, Respass, Stephens and Wynne—26.

NAYS-Messrs. Barrow, Barnes, Brogden, Colgrove, Melchor, Purdie, Scott, Shoffner and Wilson-9.

Senate bill to re-enact and confirm certain acts of the General Assembly authorizing the issue of State Bonds to, and for certain Rail Road Companies passed second reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Mason, Martindale, Moore of Carteret, Rich, Richardson, Respass, Stephens, White and Wynne—28.

NAYS—Messrs. Barnes, Brogden, Love, Melehor, Seott, Shoffner, Welker and Wilson—8.

Senate bill to anthorize the sale of the State's interest in Rail Road, Navigation and Turnpike Companys was read second time and rejected by the following vote:

YEAS—Messrs. Eaves, Forkner, Hayes, Martindale, Moore of Carteret, Respass and Shoffner—7.

Nays—Messrs. Barrow, Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Melchor, Osborne, Purdie, Rich, Richardson, Scott, Stephens, Welker, White, Wynne and Wilson—30.

Senate bill to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road Company was read the second time.

The amendment reported by the Committee on Internal Improvements was adopted.

As amended the bill passed second reading by the following vote:

YEAS—Messrs. Bellamy, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Love, Martindale, Moore of Carteret, Osborne, Rich, Richardson, Respass, Scott and Stephens—23.

NAYS—Messrs. Barrow, Barnes, Beasley, Beeman, Brogden, Graham, Harrington, Long, Melchor, Shoffner, Welker, White and Wilson—13.

On motion of Mr. Galloway, the Senate adjourned until Monday at 11 o'clock, A. M.

WEDNESDAY, DECEMBER 9th, 1868.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Tuesday was read and approved.

The President pro tem. announced the following Special Committee on Roads:

Messrs. Love, Hayes, Stephens, Scott and Welker.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on the following bills: Engrossed House bill to amend an act to incorporate the Pitt Connty Female Institute.

Senate bill to incorporate the International Commercial Company of the City of Norfolk.

Senate bill to incorporate the Town of Marion in the County of McDowell.

The Committee reported this bill back to the Senate amended by striking out all after the word "held," and insert "the first Monday in January, 1869."

Mr. Barrow, on the part of the Judiciary Committee, reported favorably on

Senate bill for the relief of James Rumley, late Clerk of the County Court of Carteret County.

Mr. Osborne, on the part of the same Committee, reported adversely on

Senate bill to anthorize persons to be represented in Magistrate's Courts;

Also, reported a substitute for

Senate bill to extend the powers of County Commissioners for a special purpose.

The same Committee reported favorably on engrossed House bill to prohibit hunting on the Sabbath.

Mr. Graham, on the part of the Judiciary Committee, reported favorably on

Engrossed House bill to provide for the registration of voters in special elections.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported favorably on

Senate resolution in favor of Wm. G. Hix, late Sherift of Wilkes County.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on

Engrossed House resolution in favor of W. W. Medford, of Haywood County.

Mr. Rieh, on the part of the Committee on Internal Improvements, reported favorably on

Senate bill to incorporate the Silver Hill Rail Road Company, in the County of Davidson.

The rules were suspended and the bill passed its several

readings by the following vote:

YEAS—Messrs. Barrow, Barnes, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Rich, Richardson, Respass, Robbins, Seott, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—42.

NAYS-None.

The hour of the Special Order having arrived

Mr. Cook moved its consideration be postponed until December 21st.

Mr. Galloway moved to lay the motion on the table. The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Galloway, Harrington, Lassiter and Moore of Carteret—7.

NAYS—Messrs. Barrow, Barnes, Beeman, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Wake, Lindsay, Long, Love, Mason, Martindale, Melehor, Moore of Yancey, Osborne, Rich, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—35.

On motion of Mr. Etheridge, the Special Order was post-poned until December 17th.

Mr. Rich, on the part of the Committee on Internal Improvements, reported favorably on

Senate bill to repeal an act to amend an Ordinanee of the Convention entitled an Ordinanee to incorporate the North-Western North Carolina Rail Road Company.

The rules were suspended and the bill passed second reading by the following vote:

YEAS—Messrs. Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Rich, Richardson, Respass, Scott, Smith and Stephens—28.

Nays-Messrs. Barrow, Graham, Melchor, Robbins, Shoff-

ner and Welker-6.

The following notices of the introduction of bills were given:

By Mr. Etheridge, of a bill authorizing the collection from Rail Road Companies of five cents on each and every passenger passing over such Roads.

By Mr. Legg, of a bill to amend the Quarantine laws of the

Port of Wilmington.

Also, of a bill to relieve the late County Court Clerk and the Sheriff of Brunswick.

By Mr. Bellamy, of a bill to authorize the Commissioners of the Town of Tarboro' to grant the right of way through said Town to the Williamston and Tarboro' Rail Road Company, and to convey real estate to said Company.

Mr. Rich introduced a bill to incorporate the University

Rail Road Company.

Read first time and referred to the Committee on Internal Improvements.

Mr. Shoffner introduced a bill to incorporate Coble Lodge, No. 264, of A. F. and A. M.

Read first time and referred to the Committee on Corporations.

Also, a bill to amend an act to make bank bills a set-off.

Read first time and referred to the Judiciary Committee.

By Mr. Mason, a bill to incorporate Gaston Lodge, No. 263, Free and Accepted Masous.

Read first time and referred to the Committee on Corporations.

By Mr. Moore, of Yancey, a resolution appointing a Committee to investigate certain settlements.

Read first time and placed on the calendar.

By Mr. Jones, a resolution in favor of Mrs. L. Hinton and W. R. Crawford.

Read first time and referred to the Committee on Claims.

A message was received from the House of Representatives transmitting

Engrossed House bill to protect eattle from distempers or other infectious diseases.

Read first time and referred to the Judiciary Committee.

Also, engrossed House resolution in relation to the tobacco tax.

On motion of Mr. Galloway, the rules were suspended and the resolution adopted.

On motion of Mr. Jones, the vote by which Senate bill authorizing the sale of the State's interest in Rail Road, Navigation and Turnpike Companies was rejected, was reconsidered.

Mr. Osbornc offered an amendment.

Ordered printed.

On motion of Mr. Welker, the bill and amendment was referred to a Special Committee of five.

Senate bill amendatory of an act to incorporate the Western North Carolina Rail Road Company, and acts amendatory thercof, was taken up and read third time.

Mr. Welker moved to strike out section 9.

Mr. Love moved to amend by adding to the section as follows:

"And provided further, That no other branch shall be built until the main trunk is completed to its western terminus."

The amendment was lost.

The amendment of Mr. Welker did not prevail.

Mr. Barrow moved to amend by adding to section 5 as follows:

"That the State shall be entitled to a pro rata vote upon her stock, according to the representation of stock in the meeting."

The amendment was lost.

Mr. Sweet moved to strike out section 5.

On this motion the yeas and nays were agreed to.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Eaves, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Moore of Carteret, Moore of Yancey, Richardson, Respass, Smith, Slephens, Sweet, Welker, White and Wynne—28.

NAYS—Messrs. Barnes, Cook, Davis, Graham, Hayes, Love, Melchor, Osborne, Purdie, Rich, Robbins, Scott and Wilson

-13.

Mr. Robbins moved to amend section 9 by adding to the section as follows:

"And no other branches shall be begun or built until the main trunk to Ducktown, and the branch to Paint Rock, are completed."

Pending which the Senate, on motion, adjourned until tomorrow, at 10 o'clock, A. M.

THURSDAY, DECEMBER 10th, 1868.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Wednesday was read and approved.

The President pro tem. announced the following Special

Committee, to whom was referred Senate bill authorizing the sale of the State's interest in Rail Road, Navigation and Turnpike Companies, viz:

Messrs. Welker, Osborne, Rich, Shoffner and Davis.

Bills as follows were introduced:

By Mr. Welker, a bill to amend section 11 of the Code of Civil Procedure.

Read first time and referred to the Committee on Courts. By Mr. Bellamy, a bill to authorize the Commissioners of the town of Tarboro' to grant the right of way to the Williamston and Tarboro' Rail Road Company.

Read first time and referred to the Committee on Corporations.

A message was received from the Honse of Representatives notifying the Senate that, in accordance with a joint resolution to raise a Committee of investigation concerning Bribery, &c., the Speaker of the House of Representatives had appointed the following as the Honse branch of that Committee, viz: Messrs. Estes, Bowman, Gatling, Graham and Wiswall; that the said Committee had been collectively summoned to the Clerk's desk, and had sworn to the following oath:

"We, and each of us, do sincerely swear that we will discharge our duties under the resolution constituting us members of a Joint Committee of Investigation without fear, favor, affection, reward, or the hope of reward, so help us God."

Whereupon the Senate branch of the Committee were summoned to the President's stand, who administered to them the foregoing oath.

A substitute for a bill to amend the charter of the Atlantic, Tennessee and Ohio Rail Road Company passed second reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Martindale, Moore of Yaneey, Osborne, Rich, Richardson, Scott, Smith, Stephens and White—26.

Navs—Messrs. Barrow, Barnes, Brogden, Cook, Graham, Melchor, Moore of Carteret, Purdie, Sweet, Welker and Wilson—11.

Senate bill establishing the County of Dare was amended and passed several readings, under a suspension of the rules,

by the following vote:

YEAS—Messrs. Barrow, Barues, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hyman, Lindsay, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Rieh, Richardson, Respass, Seott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—36.

NAYS-Messrs. Bellamy, Graham and Harrington-3.

Engrossed House bill to provide for the registration of voters in special elections passed several readings, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barrow, Barnes, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lindsay, Love, Martindale, Melehor, Moore of Carteret, Osborne, Purdie, Rieh, Robbins, Seott, Shoffner, Sweet, Welker, White, Wynne and Wilson—34.

NAYS-None.

Engrossed House resolution in favor of W. W. Medford? passed several readings, under a suspension of the rules, by the

following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy. Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Purdie, Respass, Robbins, Seott, Smith, Sweet, Welker and White—35...

NAYS .- None.

Senate bill in favor of James Rumley, Clerk of the County Court of Carteret, passed several readings, under a suspension of the rules, by the following vote: YEAS—Messrs. Barrow, Barnes, Beasley, Becman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eaves, Eppes, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Rich, Richardson, Respass, Robbins, Scott, Shoffner, Smith and Welker—33.

NAYS-None.

Senate bill for the relief of P. T. Massey and E. G. Hill, of the County of Johnston, passed third reading, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Graham, Harrington, Hyman, Lassiter, Lindsay, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Welker, White and Wilson—33.

NAYS-None.

Senate bill to incorporate the Town of Marion, in the County of McDowell, was amended by striking out all after the word "held" and inserting "the first Monday in January, 1869." As amended, the bill passed several readings, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Eppes, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker and Wilson—34.

NAYS-Nonc.

Senate bill amendatory of the act to incorporate the Western North Carolina Rail Road Company and acts amendatory thereto was taken up.

The amendment of Mr. Robbins was adopted.

The vote by which section 5th was stricken out was reconsidered.

Also, the vote by which the amendment offered by Mr. Barrow was rejected.

The amendment offered by Mr. Barrow was then adopted.

Mr. Osborne offered an amendment which was rejected.

The bill as amended passed third reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Long, Martindale, Moore of Carteret, Purdie, Rich, Richardson, Respass, Scott, Smith, Welker, White, Wynne and Wilson—32.

NAYS—Messrs. Barnes, Brogden, Love, Melehor, Osborne, Robbins, Shoffner and Sweet—8.

Senate bill amendatory of the act to incorporate the Western North Carolina Rail Road Company and acts amendatory thereof was taken up.

Mr. Welker moved to strike out the proviso in first section.

Lost.

The bill passed third reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Martindale, Moore of Yancey, Osborne, Rich, Richardson, Respass, Seott, Smith, Stephens and Wynne—28.

NAVS—Messrs. Barrow, Barnes, Brogden, Graham, Long, Melchor, Moore of Carteret, Purdie, Robbins, Shoffner, Sweet and Welker—12.

On motion, the Senate adjourned until to-morrow 11 o'clock, A. M.

FRIDAY, DECEMBER 11th, 1868.

The Scnate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Thursday was read and approved.

Mr. Long presented a petition from the citizens of Davidson County.

Referred to the Committee on Salaries and Fees.

Mr. Blythe, a petition from the citizens of Henderson.

Referred to the Committee on Finance.

Leaves of absence were granted as follows:

To Mr. Mason for one day.

To Mr. Legg for an indefinite period.

To Mr. White from and after the 17th.

To Mr. Beasley from and after the 17th.

To Mr. Smith from and after the 17th.

To Mr. Moore from and after the 17th.

To Mr. Etheridge from and atter the 17th.

To Mr. Barrow from and after the 19th.

To Mr. Beeman from and after the 19th.

To Mr. Lindsay from and after the 19th.

To Mr. Harrington from and after the 19th.

To Mr. Cook from and after the 19th.

To Mr. Colgrove from and after the 19th.

To Mr. Davis from and after the 19th.

To Mr. Love from and after the 19th,

To Mr. Shoffner from and after the 17th.

Mr. Harrington introduced a bill to amend the charter of the Fayetteville and Florence Rail Road Company.

Read first time and referred to the Committee on Internal Improvements.

The following notices were given:

By Mr. Eppes, of a bill concerning the granting of Marriage Licenses.

By Mr. Lassiter, of a bill in favor of Wm. A. Philpott, Sheriff of Granville County. By Mr. Cook, of a bill to regulate the Inspection of Fish.

A message was received from the House of Representatives transmitting the following engrossed House bills, which were read first time and referred to the Committee on Corporations:

A bill to incorporate Carolina Lodge, No. 141, at Ansonville, in Anson County.

A bill to amend the charter of the Town of Washington.

A bill to amend the charter of the Town of Elizabeth City and certain acts amendatory thereto.

A bill to incorporate Mount Olive Lodge, No. 208, A. Y. M., at Mount Olive, in the County of Wayne.

A bill to incorporate Dunn's Rock Lodge, No. 267, A. Y. M., at Brevard, in the County of Transylvania.

A bill to incorporate Kilwinning Lodge, A. Y. M., at Wadesboro', in Anson County.

The following engrossed bills and resolutions were also reeeived from the House of Representatives, read first time and disposed of as stated:

A bill to enable the County Commissioners of New Hanover County the better to carry out the provisions of section thirteen, Article VII, of the Constitution of the State.

To the Committee on Finance.

A bill to authorize A. B. Jones, former tax collector of Buncombe County to collect the arrears of taxes for the years 1866-'67.

To the Committee on Finance.

A bill to continue in force and amend an act to authorize the County of Cumberland and the Town of Fayetteville to issue bonds for their indebtedness.

To the Committee on Finance.

A resolution in regard to the special tax on whisky.

To the Committee on Finance.

A bill to authorize the County Commissioners of Johnston County to levy a special tax.

To the Committee on Finance.

A bill to repeal section 558, chapter 1, Title 21, of the Code of Civil Procedure, requiring officers to make returns of tees. To the Judiciary Committee.

A bill to amend section 137, chapter 8, of the Code of Civil Procedure.

To the Judiciary Committee.

A resolution asking our Representatives in Congress to use their influence to revive and re-open all the mail routes and post offices heretofore existing in this State.

Placed on the calendar.

Senate bill to consolidate the Atlantic and North Carolina Rail Road Company, and the North Carolina Rail Road Company was read third time and postponed until Wednesday next.

Senate bill to amend the charter of the Western Rail Road Company, ratified August 21st, 1868, was read third time.

Mr. Graham moved to amend section three by adding:

"Provided, That the question of making said appropriation shall be submitteed to a vote of the people of the State, approved by a majority of the votes cast upon this question, at an election to be held on the first Thursday in August, 1869."

The amendment was rejected by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Brogden, Graham, Long, Love, Mason, Melchor, Moore of Carteret, Shoffner, Sweet, Welker and Wynne—14.

NAYS—Messrs. Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Martindale, Osborne, Purdie, Rich, Richardson, Respass, Scott, Smith, Stephens, White and Wilson—27.

Mr. Osborne moved to amend by striking out in section 4, line 13, the words "within six months after."

Mr. Richardson accepted the amendment.

Mr. Moore, of Carteret, moved to adjourn.

The motion was lost.

Mr Osborne moved to amend by adding the following as a new section:

"That no bonds shall issue under this act until it shall be certified to the Public Treasurer, by the President and Directors of the Company, that grading on said Road to the value of \$300,000, additional to that already finished, shall be completed and prepared for the superstructure."

The amendment was rejected by the following vote:

YEAS—Messrs. Barrow, Barnes, Burns, Colgrove, Eppes, Graham, Lindsay, Long, Love, Mason, Melehor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Shoffner, Sweet, and Welker—18.

NAVS—Messrs. Bellamy, Blythe, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Martindale, Rieh, Richardson, Respass, Smith, Stephens, White, Wynne and Wilson—22.

The previous question was moved.

On the call the yeas and nays were agreed to.

The call was sustained by the following vote:

YEAS—Messrs. Bellamy, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Martindale, Rich, Richardson, Respass, Scott, Smith, Stephens, White, Wynne and Wilson—24.

Nays—Messrs. Barrow, Barnes, Colgrove, Eppes, Graham, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Purdie, Shoffner, Sweet and Welker—16.

The bill passed third reading by the following vote:

YEAS -Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Mason, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Rich,

Richardson, Respass, Smith, Stephens, White, Wynne and Wilson—29.

Navs—Messrs. Barrow, Barnes, Brogden, Graham, Long, Love, Melchor, Purdie, Scott, Shoffner, Sweet and Welker—12.

On motion the Senate adjourned until to-morrow at 11 o'clock, A. M.

SATURDAY, DECEMBER 12th, 1868.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Friday was read and approved.

Leave of absence was granted Mr. Graham from the 14th to the 17th inst.

Mr. Lassiter introduced a resolution tendering the thanks of the Senate to the Rev. Samuel Pearce for the loan of a valuable map, &c.

Adopted.

Mr. Rich, on the part of the Committee on Internal Improvements, reported favorably on

Engrossed House bill to amend the charter of the Cheraw, and Coalfields Rail Road Company,

The bill passed its several readings, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellanny, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancev, McLaughlin, Purdie, Rich, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White, Wynne and Wilson—41.

NAYS-None.

The Special Order of Thursday last was taken up, and, on motion of Mr. Hayes, was made a Special Order for Tuesday next at 11½ o'elock.

On motion of Mr. Cook, the vote by which the Senate postponed the consideration of Senate bill to eonsolidate the Atlantic and North Carolina and the North Carolina Rail Road Companies, was reconsidered.

Mr. Graham moved to amend section 2 so as to make the first five lines read thus:

"Sec. 2. That at a meeting of the individual stockholders of the Corporations aforesaid, a majority of the stock being represented in person or by proxy, each of said Companies shall decide by a majority vote of its individual stockholders in favor of or against the consolidation and union of the two Companies aforesaid."

The amendment was rejected by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Eppes, Graham, Harrington, Love, Mason, Melchor, McLaughlin, Osborne, Purdie, Robbins, Scott, Shoffner, Welker and Wynne—18.

NAYS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Forkner, Hayes, Hyman, Lassiter, Legg, Long, Martindale, Moore of Carteret, Rich, Richardson, Respass, Smith, Sweet and White—22.

Mr. Osborne moved to postpone until Friday next.

The motion did not prevail.

The bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Eaves, Etheridge, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Moore of Carteret, Purdie, Rich, Richardson, Respass, Scott, Shoffner, Smith, Sweet, White and Wilson—32.

NAYS—Messrs. Barnes, Burns, Graham, Long, Melchor, McLaughlin, Osborne, Robbins and Welker—9.

Senate bill to amend the charter of the Williamston and Tarboro' Rail Road Company passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Lindsay, Martindale, Moore of Carteret, Rieh, Riehardson, Respass, Smith, White, Wynne and Wilson—27.

NAYS—Messrs. Barnes, Brogden, Graham, Legg, Long, Love, Melehor, Moore of Yancey, McLaughlin, Purdie, Robbins, Scott, Shoffner, Sweet and Welker—15.

- Senate bill to divide and separate the Eastern and Western Divisions of the Wilmington, Charlotte and Rutherford Rail Road was amended, and as amended passed third reading by the following vote:

YEAS—Messrs. Beasly, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forner, Harrington, Hyman, Lassiter, Lindsay, Love, Mason, Martindale, Moore of Carteret, Moore of Yaneey, Rich, Respass, Smith, Stephens, White, Wynne and Wilson—28.

Nays—Messrs. Barrow, Barnes, Brogden, Hayes, Legg, Long, Melchor, McLaughlin, Osborne, Purdie, Richardson, Robbins, Scott, Shoffner and Sweet—15.

Mr. Moore, of Yaneey, introduced a bill to establish a Turnpike Road from Marion, in the County of McDowell, to Asheville, in the County of Buneombe.

Passed first reading and referred to the Committee on Internal Improvements.

A message was received from the House of Representatives transmitting

Engrossed House bill to incorporate the Land and Lumber Company of North Carolina.

Read first time and referred to the Committee on Corporations.

Engrossed House resolution providing for two sessions daily.

Concurred in by the Senate.

A message was received from the House of Representatives informing the Senate that a motion had been made in the House of Representatives to reconsider the vote on the resolution providing for two daily sessions, and that the motion had been tabled.

On motion, the Senate adjourned.

MONDAY, DECEMBER 14th, 1868.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Saturday was read and approved.

The President pro tem. announced the following Special Committee on the resolutions of Mr. Moore, of Yaneey:

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Messrs. Moore, of Yaneey, Legg and Colgrove.

The following notices of the introduction of bills were given:

By Mr. Galloway, of a bill inquiring into the State's interest in blockade runners from 1862 to 1865.

Also, what became of the Literary Fund.

By Mr. Brogden, of a bill to place Duplin County in the 3d Judicial District, and to place Onslow County in the 4th Judicial District.

A message was received from the House of Representatives transmitting the following engrossed House bills:

A bill for the relief of the Sheriffs of the Counties of Pasquotank and New Hanover.

Read first time and referred to the Committee on Finance.

A bill to authorize W. D. Justiee, former Sheriff of Henderson County, to collect the arrears of taxes for the years 1866-'67.

Read first time and referred to the Committee on Finance.

A message was also received transmitting a communication from the Governor and Public Treasurer.

Read and referred to the Committee on Finance.

Also, engrossed House bill to amend the charter of the Town of Fayetteville.

On motion of Mr. Harrington, the rules were suspended and the bill placed on its several readings.

Mr. Sweet offered the following amendment:

Amend the title of the bill so as to read, "An act to provide for the holding of Municipal Elections in North Carolina."

Section 1st, strike out the words, "the Town of Fayetteville," and insert "any Town in this State." Also, insert after the words "entitled to vote," the word "therein."

Section 2, strike out "Town" and insert "any Town in this State." After the words "qualified voter," insert the word "therein."

The amendments were adopted by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yaneey, McLaughlin, Rich, Richardson, Smith, Sweet, Welker, White and Wilson—28.

NAYS—Messrs. Barnes, Beeman, Love, Mason, Melchor, Osborne, Purdie, Robbins, Scott and Shoffner—10.

Mr. Moore, of Yancey, moved to strike out 10 and insert 30. Lost.

Mr. Shoffner moved to refer to the Committee on Corporations.

Not agreed to.

The bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Rich, Richardson, Smith, Sweet, Welker and White—28.

NAYS—Messrs. Barnes, Love, Melehor, McLaughlin, Osborne, Purdie, Robbins, Scott, Shoffner and Wilson—10.

Senate bill re-enacting and confirming certain acts of the General Assembly authorizing the issue of State bonds to and for certain Rail Road Companies was read third time.

Mr. Rich offered an amendment.

Mr. Sweet moved to strike out the enacting clause.

The motion was not sustained.

Mr. Barrow offered the following amendments:

After the letter "a," line three, section six, insert "pro rata." Strike out in line three, section six, as follows: "Equal to one-third of that east by individual stockholders." Also, strike out in line five, section six, "heretofore," and insert "herein provided."

The amendment was rejected by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Colgrove, Cook, Eaves, Etheridge, Eppes, Hyman, Long, Moore of Carteret, Moore of Yancey, Shoffner, Smith, Sweet, Welker and White—17.

Nays—Messrs. Barnes, Burns, Blythe, Davis, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Love, Mason, Martiudale, Melchor, McLaughlin, Osborne, Purdie, Rich, Richardson, Respass, Scott and Wilson—22.

The amendment of Mr. Rich was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Martindale, Rich, Richardson, Respass, Smith, Stephens and White—23.

NAVS—Messrs. Barnes, Brogden, Etheridge, Love, Mason, Melchor, Moore of Carteret, Moore of Yaneey, McLaughlin, Purdie, Robbins, Scott, Shoffner, Sweet and Welker—15.

Mr. Barrow gave notice of his intention to call up this evening a resolution in relation to the Penitentiary purchase.

Mr. Robbins, on the part of the Committee on Corporations, reported favorably on the following bills:

Engrossed House bill to amend the charter of the Town of Washington.

Senate bill to incorporate the Hebrew Benevolent Association.

Senate bill to authorize the Commissioners of the Town of Tarboro' to grant the right of way to the Williamston and Tarboro' Rail Road Company.

Bills and resolutions with titles as follows were introduced, read first time and disposed of as stated:

By the Judiciary Committee, a bill making an appropriation for the Deaf, Dumb and Blind Asylum.

Placed on the calendar.

By Mr. Eppes, a bill in relation to marriage licenses.

Referred to the Committee on Propositions and Grievanees.

By Mr. Mason, a bill requiring executors of the last will and testament of deceased persons to give bond before entering upon the discharge of their duties.

Referred to the Judiciary Committee.

Br. Mr. Purdie, a resolution in favor of W. H. White.

Referred to the Committee on Propositions and Grievances. By Mr. Barrow, a resolution in relation to the printing of

By Mr. Barrow, a resolution in relation to the printing of bills.

Mr. Robbins amended by inserting the word "Private" before enactment.

As amended the resolution was adopted.

By Mr. Lassiter, a bill in favor of Wm. A. Philpott, late Sheriff of Granville County.

Referred to the Committee on Propositions and Grivances.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on the following bills:

Engrossed House bill to continue in force and amend an act to authorize the County of Cumberland and the Town of Fayetteville to issue bonds for their indebtedness.

Engrossed House bill to authorize the County Commissioners of New Hanover, Robeson, Rutherford and other Counties to issue bonds.

Mr. Rich, on the part of the Committee on Internal Improvements, reported favorably on Senate bill to incorporate the University Rail Road Company.

On motion, the Senate adjourned.

EVENING SESSION.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

Mr. Welker introduced a resolution authorizing the Special Committee, to whom was referred a bill in relation to the sale of the State's interest in Rail Roads, &c., to call upon the Governor for certain information, &c.

Adopted.

Senate bill to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road Company was read third time.

Mr. Lindsay offered an amendment.

The amendment was adopted.

Mr. Osborne amended by striking out after the word "time," in line seventeen, section thirteen, the words "after the completion of their Road," and the words in line nineteen "for twenty-four months."

As amended the bill passed its third reading by the following vote:

YEAS—Messrs. Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martindale, Osborne, Rich, Richardson, Respass, Smith, Stephens and Wilson—26.

NAVS—Messrs. Barrow, Barnes, Brogden, Legg, Moore of Carteret, Purdie, Robbins, Scott and Shoffner—9.

A motion to reconsider this vote was, on motion, laid on the table.

Engrossed House bill to authorize the County Commissioners of the County of New Hanover and other Counties to issue bonds was read third time.

Mr. Osbornc amended by adding the following:

"Provided, That the bonds provided for in this act shall not be issued, unless by a vote of a majority of the qualified votes of the Counties, at a popular election to be held as other elections are held, at such times as the Commissioners of the said Counties may order."

The amendment was adopted.

The bill as amended passed its third reading by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Moore of Carteret, Osborne, Purdie, Rich, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Welker and Wilson—29.

NAYS—Messrs. Barrow, Barnes, Beeman, Eaves and Scott —5.

Senate bill to repeal an act to amend an ordinance of the Convention, entitled "an ordinance to incorporate the North-

Western North Carolina Rail Road Company," was read third time.

Mr. Wilson offered a substitute for the bill.

Mr. Forkner amended section one, line four, by inserting between the words "County" and "to" the following: "Running by way of and crossing the Yadkin River at or near the Shallow Foard, in Yadkin County."

The substitute offered by Mr. Wilson did not prevail by the following vote:

YEAS—Messrs. Barrow, Beasley, Riehardson, Shoffner, Welker and Wilson—6.

Navs—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Legg, Martindale, Moore of Carteret, Purdie, Rich, Respass, Scott, Stephens and White—23.

Mr. Welker moved to strike out 20,000 wherever it occurs, and insert 10,000.

Not agreed to.

As amended, the bill passed third reading by the following vote:

YEAS—Messis. Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Rieh, Richardson, Respass, Scott, Smith, Stephens and White—24.

NAYS—Messrs. Barrow, Barnes, Brogden, Legg, Love, Purdie, Shoffner and Wilson—8.

A motion to reconsider this vote was, on motion, laid on the table.

On motion of Mr. Barrow, the rules were suspended and Senate resolution in relation to the Penitentiary site, was taken up and discussed at length, when,

On motion, the Senate adjourned until to-morrow, 11 o'elock, A. M.

TUESDAY, DECEMBER 15th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

A communication was received from the Code Commissioners transmitting a bill creating a laborer's and mechanic's lien.

Passed first reading, ordered to be printed and referred to the Judiciary Committee.

Reports were received from the County Commissioners of the Counties of Hyde, Person and Edgecombe.

Referred to the Committee on Corporations.

The following notices of the introduction of bills were given: By Mr. Welker, of a bill to prevent the sale of intoxicating liquors within two miles of the Bingham School.

By Mr. Cook, of a bill for the protection of persons who are compelled to rent and tend lands.

The following bill and resolution were introduced, which were read first time and referred as stated:

By Mr. Welker, a bill amending a bill to provide for funding the matured interest on the public debt.

To the Committee on Finance.

By Mr. Galloway, a resolution of inquiry.

Placed on the calendar.

Mr. Rieh, on the part of the Committee on Internal Improvements, reported favorably on Senate bill authorizing the consolidation of the Charlotte and South Carolina Rail Road Company and the Columbia and Augusta Rail Road Company.

The President ratified a resolution in relation to a map of

Also, (under instruction of the Senate,) a resolution in relation to the State Library.

Senate bill amending the charter of the Atlantie, Tennessee and Ohio Rail Road Company was taken up and read third time.

Mr. Osborne amended by striking out "for 24 months."

Mr. McLaughlin amended by adding the following as a new section:

"Sec. 5. That an aet amending the charter of the Atlantic, Tennessee and Ohio Rail Road Company, ratified August 19th, 1868, is hereby repealed."

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Moore of Yancey, Osborne, Rich, Richardson, Respass, Smith and Winstead—24.

Navs—Messrs. Barrow, Barnes, Beasley, Brogden, Burns, Graham, Legg, Long, Mason, Melehor, Moore of Carteret, McLaughlin, Purdie, Seott, Shoffner, Sweet and Welker—17.

Mr. Rich, on the part of the Committee on Internal Improvements, reported favorably on Senate bill relative to the Western Turnpike Road.

Mr. Robbins introduced a bill making an appropriation to provide for securing the Insane Asylum against fire.

Read first time and placed on the calendar.

Engrossed House bill to provide for the appointment of entry takers was read third time.

Mr. Blythe amended by adding the following as a new section:

"Be it further enacted, That all entries heretofore made by former entry takers be and the same are hereby in all things legalized." As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Osborne, Purdie, Rich, Richardson, Respass, Seott, Shoffner, Smith, Stephens, Welker, White and Wilson—36.

NAYS-None.

Engrossed House resolution to raise a Joint Committee to investigate the management of the Bank of North Carolina was adopted.

Senate resolution in relation to the Penitentiary site was taken up.

Mr. Osborne moved to refer to a Special Committee. Not agreed to by the following vote:

YEAS—Messrs. Burns, Blythe, Cook, Davis, Eaves, Eppes, Galloway, Jones of Wake, Lassiter, Moore of Yaneey, Osborne and Rich—12.

NAYS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Colgrove, Etheridge, Graham, Harrington, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Purdie, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White and Wilson—28.

The resolution passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Etheridge, Graham, Harrington, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Purdie, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White and Wilson—28.

NAYS—Messrs. Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Galloway, Martindale, Osborne, Rieh and Richardson—12.

Mr. Robbins, on the part of the Committee on Corporations, reported favorably on the following bills:

Senate bill to incorporate the Woodlawn Cotton and Woolen Manufacturing Company in the County of Gaston.

Senate bill to incorporate Coble Lodge, No. 264, A. F. A. M.

Engrossed House bill to incorporate Dunn's Rock Lodge, No. 267, A. Y. M., at Brevard, in the County of Transylvania.

Engrossed House bill to incorporate Mt. Olive Lodge, No. 208, A. Y. M., at Mount Olive, in the County of Wayne.

Engrossed House bill to incorporate Kilwinning Lodge, A. Y. M., at Wadesboro' in Anson County.

Engrossed House bill to incorporate Carolina Lodge, No. 141, at Ansonville in Anson County.

Engrossed House bill to incorporate the Madern Mining Company.

Engrossed House bill to incorporate the Land and Lumber Company of North Carolina.

A message was received from the House of Representatives, transmitting the following engrossed House bills, which were read first time and disposed of as stated:

Bill to renew the charter of the Riehmond Manufacturing Company.

Referred to the Committee on Corporations.

Bill repealing an aet providing for the furnishing of the Executive Mansion.

Referred to the Committee on Finance.

Bill to amend section 473, chapter 10, of the Code of Civil Procedure, entitled "Guardian and Ward."

Referred to the Judieiary Committee.

Bill to authorize the Public Treasurer to supply temporary deficiencies in the Treasury.

Referred to the Judieiary Committee.

A message was received from the House of Representatives asking a Joint Committee of Conference on a bill entitled an aet in relation to punishments, said Committee to consist of two on the part of the Senate and three on the part of the House, announcing Messrs. Stilley, Davis and Sykes as the House branch of that Committee.

The Senate, on motion, adjourned.

EVENING SESSION.

The Senate met pursuant to adjournment.

The President in the Chair.

Engrossed House bill to incorporate the North Carolina Land and Lumber Company was read second time and passed.

Senate bill making an appropriation to the Asylum for the Deaf, Dumb and Blind passed second reading by the follow-

ing vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Purdie, Rich, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—38.

NAYS-None.

Senate bill to incorporate the University Rail Road Company was amended by striking out 75th and inserting 100th.

The bill, as amended, passed second reading by the following vote:

YEAS—Messrs. Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Martindale, Rich, Shoffner, Smith, Stephens and Winstead—19.

NAYS—Messrs. Barrow, Barnes, Beasley, Brogden, Burns, Legg, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Scott, Sweet, Welker, White and Wilson—18.

Engrossed House bill to amend the charter of the Town of Washington passed its several readings under a suspension of the rules.

The following is the vote on its third reading:

YEAS-Messrs. Barrow, Barnes, Beasley, Brogden, Burns,

Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Martindale, Melchor, Moore of Carteret, Purdie, Rich, Richardson, Respass, Scott, Smith, Stephens, Welker and White—29.

NAYS-None.

Mr. Moore, on the part of the Committee on Corporations, reported favorably on engrossed House bill to amend the charter of the City of Wilmington.

The bill passed second reading.

Mr. Hayes, on the part of the Committee on Internal Improvements, reported favorably on Senate bill to amend the charter of the Fayetteville and Florence Rail Road Company.

A motion to suspend the rules to place the bill on its several readings did not prevail.

Reports were received from the Commissioners of the Counties of Wilkes and Rowan.

Referred to the Committee on Corporations.

Mr. Smith presented a petition from the Commissioners of the Connty of Wilkes.

Referred to the Judiciary Committee.

Senate bill to provide for the settlement of the estates of deceased persons passed second reading.

Engrossed House bill to incorporate the North Carolina Land and Lumber Company passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Davis, Etheridge, Eppes, Forkner, Galloway, Hyman, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Purdie, Richardson, Respass, Robbins, Seott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—33.

NAYS-None.

On motion of Mr. Forkner, Senate bill to provide for the settlement of the estates of deceased persons was ordered to be printed.

Senate bill to repeal an act to provide for the employment of convicts and the erection of a Penitentiary passed second reading.

On motion of Mr. Robbins, the rules were suspended, and Senate resolution for the relief of the Sheriff of Tyrrell County passed several readings.

The following is the vote on its third reading:

YEAS—Messrs. Barrow, Barnes, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hyman, Jones of Wake, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Purdie, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White, Winstead and Wilson—34.

the Commission of a petition from the Commissioners of the Commissioners of the Commission William and returned to the Commission of the C

NAYS-None.

On motion, the Senate adjourned.

WEDNESDAY, December 16th, 1868.

Water Barring to Shipe is allience

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Bills and resolutions as follows were introduced:

By Mr. Barrow, a joint resolution appointing a Committee on Turnpikes.

Adopted.

By Mr. Welker, a resolution appointing a Committee to inquire into the facts attending the purchase of the Penitentiary site.

Adopted. Manage of the American sentent and the Manage of the American and the Manage of the Manage

By Mr. Love, a resolution in favor of J. W. Fisher.

Passed its several readings under a suspension of the rules.

The following is the vote on its third reading:

Yeas—Messrs. Barrow, Barnes, Beasley, Beeman, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Purdie, Rich, Richardson, Respass, Robbins, Scott, Smith, Sweet, Welker, White, Winstead and Wilson—38.

NAYS-None.

By Mr. Respass, a bill to complete the State canals in Hyde County.

Passed first reading and referred to the Committee on Education.

By Mr. Legg, a resolution in favor of the Sheriff of Brunswick County.

Passed first reading and referred to the Committee on Propositions and Grievances.

Also, a bill for the relief of W. M. D. Moore, late Clerk of the County Court of Brunswick County.

Passed first reading and referred to the Committee on Propositions and Grievances.

By Mr. Shoffner, a bill to punish persons injuring or killing live stock.

Read first time and reterred to the Judiciary Committee.

By Mr. Welker, a bill to prevent the sale of spirituous liquors within less than five miles of the Bingham School.

Read first time and referred to the Committee on Education.

By Mr. Respass, a bill to amend an act passed 1868, defining the duties and powers of County Commissioners.

Read first time and referred to the Committee on Corporations.

By Mr. Welker, a bill to encourage gnardians to invest in the public stocks of the State.

Read first time and referred to the Judiciary Committee.

Engrossed House bill to amend the charter of the city of Wilmington passed its third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Legg, Martindale, Melchor, Moore of Carteret, McLaughlin, Osborne, Rich, Richardson, Scott, Smith, Stephens, Sweet, White and Winstead—33.

NAYS-None.

Senate bill to repeal an act to provide for the employment of convicts and the erection of a Penitentiary passed third reading by the following vote:

Yeas—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Colgrove, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Osborne, Purdie, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—36.

NAVS-Messrs. Burns, Blythe, Cook and Rich-4.

Senate bill to incorporate the University Rail Road Company passed third reading by the following vote:

YEAS—Messrs. Bellamy, Blythe, Colgrove, Cook, Davis, Eaves, Forkner, Galloway, Hayes, Lassiter, Lindsay, Martindale, Moore of Carteret, Osborne, Rich, Richardson, Scott, Smith, Stephens, Winstead and Wilson—21.

NAYS—Messrs. Barrow, Beasley, Brogden, Burns, Harrington, Long, Love, Melchor, Moore of Yancey, McLaughlin, Robbins, Shoffner, Sweet and Welker—14.

A motion to reconsider this vote was, on motion, laid on the table.

Mr. Shoffner gave notice of his intention to reconsider the vote by which the motion to reconsider was laid on the table.

Engrossed House bill to continue in force and amend an act to authorize the County of Cumberland and the Town of Fayetteville to issue bonds for their indebtedness was read second time and, on motion of Mr. Barrow, laid on the table.

Senate bill to repeal Chapter 54, laws of 1866-'7, was read second time, postponed, and made the Special Order for January 5th, 1869.

Senate bill to protect certain citizens of North Carolina who reuted lands of the United States Treasury Agents during the war passed second reading.

Engrossed House bill in favor of builders of public mills passed its several readings under a suspension of the rules.

The following is the vote on its third reading:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Rich, Respass, Robbins, Shoffner, Smith, Stephens, Welker, White and Winstead—35.

NAYS-None.

Senate resolution in favor of the Sheriff of Carteret County passed its several readings under a suspension of the rules,

The following is the vote on its third reading:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Eaves, Forkner, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Rich, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet and Winstead—31.

Nay-Mr. Legg-1.

Senate bill making an appropriation to the Asylum for the Deaf and Dumb and the Blind passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Hayes, Harrington, Hyman, Love, Melchor, Moore of Carteret, McLaughlin, Rich, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—33.

NAYS-None.

On motion of Mr. Winstead, the bill was ordered engressed and transmitted to the House of Representatives.

Mr. Robbins, on the part of the Committee on Corporations, reported favorably on engrossed House bill to incorporate the Salem Fire Company.

The rules were suspended and the bill passed its several readings.

The following is the vote on its third reading:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Burns, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Purdie, Rich, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White, Winstead and Wilson—39.

NAYS-None.

Senate bill for the relief of John Tapscott, former Sheriff of Alamance County, was referred to the Committee on Finance.

Mr. Respass gave notice of his intention to introduce a bill concerning the exchange and funding certain bonds.

The following bills and resolutions were ratified by the President:

Bill for the relief of P. T. Massey and E. G. Hill, of the County of Johnston.

Bill to amend the charter of the Cheraw and Coalfields Rail Road Company.

Bill for the relief of James F. White, former Sheriff of Gaston County.

Bill to provide for the registration of voters in all special elections in this State.

Bill to provide for the holding of municipal elections in North Carolina.

Resolution in regard to holding two daily sessions.

Resolution in favor of the Clerk of the late County Court of Haywood.

Leave of absence as follows were granted to Messrs. Me-Laughlin, Moore of Carteret, Welker and Martindale, from and after Thursday the 17th instant, and to Messrs. Blythe, Long, Burns and Eaves, from and after Friday the 18th instant.

The Committee on Privileges and Elections, to whom was referred the ease of the Senator from the 43d District, reported that they were unanimously of the opinion that they had no evidence that Mr. Love was banned by the 14th Amendment of the Constitution of the United States, and asked to be discharged from the further consideration of the subject.

The report was concurred in.

On motion of Mr. Robbins, the use of the Senate Chamber was tendered to the members of the Bar, during the afternoon and evening, for the purpose of taking into consideration some proposed amendments to the Code of Civil Procedure.

A message was received from the House of Representatives transmitting the following engrossed House resolutions:

Resolution for the relief of D. A. Spivey.

Read first time and placed on the ealendar.

Resolution in favor of T. H. Alexander, late Clerk of the Court of Pleas and Quarter Sessions for the County of Tyrell.

Read first time and referred to the Committee on Propositions and Grievances.

On motion, the Senate adjourned until Thursday, 11 o'clock, A. M.

THURSDAY, DECEMBER 17th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Mr. Smith, on the part of the Committee on Propositions and Grievances, reported favorably on the following:

Senate resolution in favor of the Sheriff of Brunswick County.

Senate resolution in favor of W. H. White.

The rules were suspended and the resolution passed its several readings by the following vote:

YEAS—Messrs. Barrow, Barnes, Beeman, Brogden, Burns, Cook, Eaves, Forkner, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melehor, Moore of Yancey, Osborne, Purdie, Richardson, Respass, Seott, Welker, Wynne, Winstead and Wilson—27.

NAY-Mr. Bellamy-1.

The same Committee reported back Senate bill in favor of William A. Philpott, late Sheriff of Granville County, with the following amendment: See. 1, after 1870, add: "And provided further, That said Sheriff is not hereby authorized to collect arrears of taxes further back than taxes due for the year 1865."

Mr. Brogden, on the part of the Committee on Finance, reported favorably on engrossed House bill to enable the County Commissioners of the County of New Hanover the better to carry out the provisions of section 13, Article VII, of the Constitution of the State.

And engrossed House bill to authorize A. B. Jones, former tax collector of Buneombe County, to collect the arrears of taxes for the years 1866-'67.

The President announced the following Committee on Townships:

Messrs. Barrow, Graham and Winstead.

Also, the following Committee, as per resolution of Mr. Welker, in relation to the Penitentiary purchase:

Messrs. Welker, Love and Burns.

Bills and resolutions as follows were introduced, passed first reading and were disposed of as stated:

By Mr. Respass, a bill authorizing the exchange and funding certain bonds.

Referred to the Committee on Finance.

By Mr. Galloway, a resolution requiring the Superintendent of Public Works to report a bill providing a room or rooms for the Supreme Court.

Adopted.

By Mr. Graham, a bill in relation to punishments, ehapter 44, acts of Special Session, 1868.

Read first time and referred to the Committee on Conference.

By Mr. Cook, a bill to amend an aet for the relief of P. T. Massey, Clerk of the Superior Court of the County of Johnston.

Passed several readings under a suspension of the rules.

The following is the vote on its third reading:

YEAS—Messrs. Barrow, Barnes, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melehor, Moore of Yaneey, Osborne, Purdie, Richardson, Respass, Robbins, Seott, Stephens, Sweet, Welker, Wynne, Winstead and Wilson—38.

NAYS-None.

By Mr. Jones, of Wake, a bill to alter the time of the election for municipal offices in the City of Raleigh.

Referred to the Committee on Corporations.

The President ratified the following bills:

A bill to incorporate the Land and Lumber Company of North Carolina.

A bill for the relief of James Rumley, late Clerk of the County Court of Carteret County.

Mr. Barrow gave notice of his intention to introduce a bill to prevent the felling of trees in the Catawba river above the point where the bridge of the Western North Carolina Rail Road Company croses said river.

Engrossed House bill to continue in force and amend an act to authorize the County of Cumberland and the town of Fayetteville to issue bonds for their indebtedness, was taken up.

Mr. Barrow amended by adding the following as a new section:

"The bonds provided for in the foregoing sections shall not be issued unless by a vote of a majority of the qualified voters of the County of Cumberland and of the Town of Fayettville respectively, at a popular election to be held as other elections are held, at such time as the Commissioners of said County and Town may order."

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Purdie, Richardson, Robbins, Seott, Smith, Stephens, Sweet, Welker, Wynne and Winstead—35.

Nays-None.

The honr of the Special Order having arrived, the report of the Committee on Privileges and Elections in the case of Mr. Purdie, of the 14th Senatorial District, was taken up.

Mr. Jones moved to postpone until January 6th, 1869. The vote stood as follows:

YEAS—Messrs. Barnes, Beeman, Brogden, Eaves, Graham, Harrington, Lindsay, Long, Love, Mason, Melehor, Osborne, Robbins, Scott, Sweet, Welker and Wilson—17.

NAYS—Messrs. Barrow, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Hyman, Moore of Carteret, Moore of Yancey, Smith and Wynne—17.

The President voting in the negative, the motion to pospone did not prevail.

Mr. Forkner moved the following amendment:

"Provided, That no vote of the Senator shall be counted until the matter is disposed of by the Senate."

The amendment was lost.

Mr. Sweet moved to postpone until the 19th instant.

The vote stood:

YEAS—Messrs. Barrow, Barnes, Beeman, Eaves, Graham, Harrington, Lindsay, Long, Love, Mason, Melchor, Osborne, Respass, Robbins, Seott, Sweet, Welker and Wilson—18.

Navs—Messrs. Bellamy, Brogden, Burns, Blythe, Colgreve, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Hyman, Legg, Moore of Carteret, Moore of Yancey, Stephens and Wynne—18.

The President voting in the negative, the motion did not prevail.

Mr. Osborne moved to postpone until Friday next.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Barnes, Beeman, Eaves, Graham, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Mason, Melchor, Osborne, Respass, Robbins, Scott, Sweet, Welker, and Wilson—20.

Navs—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Etheridge, Eppes, Forkner, Galloway, Hayes, Legg. Moore of Carteret, Moore of Yancey, Stephens and Wynne.—16.

Mr. Lassiter presented a Township Map of the County of Granville.

Referred to the Committee on Townships.

Leave of absence was granted Mr. Melchor from and after-to-morrow evening.

To Mr. Jones, of Wake, until Saturday next.

Engrossed House Resolution for the relief of D. A. Spivey was read second time and referred to Committee on Propositions and Grievances.

A message was received from the House of Representatives transmitting engrossed Honse bill to incorporate the Contentnea Mannfacturing Company.

The rules were suspended and the bill passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Barnes, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Purdie, Rich, Richardson, Respass, Stephens, Sweet, Welker, Winstead and Wilson—32.

NAYS-None.

On motion, the Senate adjourned until to-morrow at 11 o'clock, A. M.

FRIDAY, DECEMBER 18th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Thursday was read and approved.

Mr. Blythe presented a report from the Commissioners of Henderson County.

Referred to the Committee on Townships.

Mr. Long, a petition from the citizens of Davidson.

Referred to the Committee on Propositions and Grievances.

Mr. Robbins, a report of the division of the County of Rowan into Townships.

Referred to the Committee on Townships.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on engrossed House resolutions in relation to the special tax on whiskey.

Engrossed House bill to repeal an act providing for furnishing the Executive Mansion.

Engrossed House bill to authorize the Public Treasurer to supply temporary deficiencies in the Treasury.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on Senate bill to alter the time of the election for municipal officers in the City of Raleigh.

Mr. Lindsay reported a resolution from the Committee on Claims.

Read first time.

Mr. Brogden, on the part of the Committee on Finance, reported a substitute for Senate bill to repeal an ordinance to prohibit the sale of spirituous liquors within one and a-half miles of the Company Shops, ratified June 20th, 1866.

Bills with titles as follows, were introduced, read first time and were disposed of as stated:

By Mr. Osborne, a bill to enforce executors and administrators to discharge their duties.

Referred to the Judieiary Committee.

By Mr. Love, a bill to amend chapter ten, section one, laws Special Session, 1868.

Referred to the Judiciary Committee.

By Mr. Barrow, a bill to prevent the felling of trees on the Catawba River and its tributaries.

Referred to the Judiciary Committee.

By Mr. Legg, a bill to amend an act for the preservation of the public health by establishing suitable quarantine regulations for the Port of Wilmington.

Referred to the Committee on Propositions and Grievances. By Mr. Scott, a resolution for the relief of E. Murrill,

Sheriff of the County of Onslow.

Also, a bill for the extension of a branch of the Wilmington and Weldon Rail Road to New River.

Referred to the Committee on Internal Improvements.

By Mr. Rieh, a bill for the relief of certain persons.

Referred to the Committee on Claims.

Engrossed Honse bill to authorize the Public Treasurer to supply temporary deficiencies in the Treasury, passed second reading by the following vote:

YEAS—Messrs. Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Legg, Long, Love, Melehor, Moore of Carteret, Osborne, Purdie, Rich, Richardson, Respass, Robbins, Scott, Stephens, Sweet, Wynne, Winstead and Wilson—32.

NAY-Mr. Graham-1.

Senate resolution in favor of the Sheriff of Brunswick County passed second reading.

Mr. Galloway presented a communication from the Chamber of Commerce at Wilmington.

Referred to the Committee on Finance.

Mr. Osborne, on the part of the Joint Committee on Conference, reported amendments to a bill in relation to punishments.

Leaves of absence were granted to Messrs. Respass and Davis, trom and after this day.

To Messrs, Robbins and Purdie, from and after to-morrow evening.

The report of the Committee on Privileges and Elections in the case of the Senator from the Fourteenth District was taken up.

Mr. Wynne moved to reconsider the vote by which the Senate refused to postpone until January 6th, 1869.

The vote stood:

YEAS—Messrs. Barnes, Beeman, Eaves, Graham, Harrington, Lindsay, Long, Love, Melehor, Osborne, Respass, Robbins, Scott, Sweet, Wynne and Wilson—16.

Navs—Messrs. Barrow, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Lassiter, Legg, Moore of Carteret and Stephens—16.

The President voting in the affirmative, the motion to reconsider prevailed.

Mr. Forkner offered the following amendment:

"Provided, That the Senator shall not be entitled to vote or exercise the privileges of a Senator."

The amendment was rejected.

On motion of Mr. Beeman, the further consideration of the subject was postponed until January 8th, 1869, by the following vote:

YEAS—Messrs. Barnes, Beeman, Eaves, Graham, Harrington, Lindsay, Long, Love, Melchor, Moore of Carteret, Osborne, Richardson, Respass, Robbins, Scott, Sweet, Wynne and Wilson—18.

Nays—Messrs. Barrow, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Lassiter, Legg and Stephens—14.

Mr. Moore, of Carteret, moved a reconsideration of the vote.

Mr. Osborne moved to lay that motion on the table.

On this motion, Mr. Colgrove called for the yeas and nays. Agreed to.

The motion to table prevailed by the following vote:

YEAS—Messrs. Barnes, Beeman, Eaves, Graham, Harrington, Lindsay, Long, Love, Melchor, Osborne, Respass, Robbins, Scott, Sweet, Wynne and Wilson—16.

NAYS—Messrs. Barrow, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Hyman, Lassiter, Legg, Moore of Carteret, and Stephens—15.

The House of Representatives concurred in Senate bill to re-enact and confirm certain acts of the General Assembly, authorizing the issue of State bonds to and for certain Rail Road Companies, and transmitting the following engrossed House bills and resolutions which were read first time and disposed of as stated: Bill to amend an act passed and ratified February 16th, 1859, to regulate the sale of spiritness liquors in the Town of Asheville.

Referred to the Committee on Propositions and Grievances. Bill to amend the Charter of the Judson Female College, located at Hendersonville.

Referred to the Committee on Propositions and Grievances. Bill in favor of Jesse R. Weaver, late County Court Clerk in and for the County of Buncombe.

Reterred to the Committee on Propositions and Grievances. Bill to legalize certain official acts of the Chairmen of the late County Courts of this State.

Referred to the Judiciary Committee.

Bill in relation to municipal elections,

Placed on the calendar.

Resolution for the relief of A. J. Johnston.

Referred to the Committee on Propositions and Grievances.

Resolution in regard to the co-operation of the State of
North Carolina and the State of Tennessee in certain Rail
Road enterprises.

Adopted.

Engrossed House bill for holding a Special Term of the Superior Court in Craven County passed several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Barnes, Brogden, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Harrington, Hyman, Lassiter, Legg, Lindsay, Love, Melchor, Moore of Carteret, Osborne, Richardson, Respass, Robbins, Scott, Sweet, Wynne, and Winstead—26.

NAYS—Messrs. Bellamy and Galloway—2.

The President ratified the following bills and resolutions:

Bill to amend the charter of the Town of Washington.

Bill to amend the charter of the City of Wilmington.

Bill to re-enact and confirm certain acts of the General Assembly authorizing the issue of State bonds to and for certain Rail Road Companies.

A resolution appointing a Committee of inquiry.

A resolution to raise a Joint Committee to investigate the management of the Bank of North Carolina.

The House of Representatives concurred in Senate amendments to engrossed House bill to continue in force and amend an act to authorize the County of Cumberland and the Town of Fayetteville to issue bonds for their indebtedness.

Also, engrossed House bill to authorize the County Commissioners of the Counties of New Hanover, Rutherford, Robeson, Union, Halifax and other Counties.

Leaves of absence were asked for Messrs. Barnes, Richardson and Forkner.

Mr. Sweet moved to postpone the granting of leaves of absence until January 5th, 1869.

The motion did not prevail.

Pending the discussion,

On motion of Mr. Wynne, the Senate adjourned until tomorrow at 11 o'clock, A. M.

SATURDAY, DECEMBER 19th, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Reports were received from the County Commissioners of the Counties of Duplin, Harnett and Wake.

Referred to the Committee on Townships.

The President announced the following as the Senate branch of the Joint Committee to confer with the Tennessee delegation in relation to certain Rail Road enterprises:

Messrs. Sweet and Love.

Engrossed House bill to authorize the Public Treasurer to supply temporary deficiencies in the Treasury passed third

reading by the following vote:

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Osborne, Rich, Richardson, Robbins, Scott, Stephens, Sweet, Welker, Wynne and Winstead—26.

NAYS-None.

Mr. Robbins asked to be relieved from acting on the Penitentiary Committee.

The question was put, a quorum not voting, it was declared no vote.

Engrossed House bill in relation to municipal elections passed its several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Osborne, Rich, Richardson, Robbins, Scott, Stephens, Sweet, Welker, Wynne and Winstead—26.

NAYS-None.

A communication was received from the Code Commissioners transmitting a bill providing for the holding of Special Terms of the Superior Courts.

Read first time and referred to the Judiciary Committee. On motion of Mr. Hayes, the Senate adjourned to meet Monday, at 6 o'clock, A. M.

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that Counties of Lingdia, Harnett and Wake.

WAS SEPTEMBERS OF THE LEGISLES

MONDAY, DECEMBER 21st, 1868.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

A report was received from the County Commissioners of the County of Sampson.

Referred to the Committee on Townships.

The President added Messrs. Lassiter and Brogden to the Committee on Enrollment.

A message was received from the House of Representatives transmitting the following enrolled bills and resolutions, which were ratified by the President:

Bill to incorporate the Salem Fire Company.

Bill in favor of builders of Public Mills.

Bill to incorporate the Contentnea Manufacturing Company.

Bill to incorporate the Silver Hill Rail Road Company.

Bill to authorize the Public Treasurer to supply a temporary deficiency in the Treasury.

Bill for holding Special Terms of Superior Court in Craven County.

Bill in relation to Municipal Elections.

Resolution in favor of J. W. Fisher.

Resolution regarding the co-operation of the State of North Carolina and the State of Tennessee in certain Rail Road enterprises.

Resolution concerning the Sherift of Carteret County.

Resolution in relation to Banks.

Resolution in favor of J. C. Gullick.

A message was received from the House of Representatives, announcing its readiness to adjourn until January 4th, 1869, in accordance with a joint resolution of both Houses.

On motion of Mr. Galloway, the Senate adjourned to meet at 12 o'clock, M., January 4th, 1869.

MONDAY, January 4th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was called, Messrs Cook, Purdic, Rich and Respass answering to their names.

A quorum not being present,

The President declared the Senate adjourned until to-morrow, at 11 o'clock, A. M.

walkening the following ourofled bills and resiliations, which

TUESDAY, JANUARY 5th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Messrs. Barnes, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Purdie, Rich, Respass, Scott, Stephens, Sweet, Welker and Wilson—26.

The Journals of December 21st, 1868, and January 4th, 1869, were read and approved.

Mr. Graham presented the credentials of Robert L. Beall, Senator elect from the 41st Senatorial District.

Referred to the Committee on Privileges and Elections.

A message was received from the House of Representatives announcing its organization, and of its readiness for the transaction of business.

A message was sent to the House of Representatives an-

nouncing the organization of the Senate, and of its readiness to proceed to business.

Mr. Brogden, on the part of the Committee on Propositions and Grievances, reported favorably on engrossed House bill for the relief of W. L. Edwards, Sheriff of the County of Greene, and W. J. Taylor, Register of Deeds of said County.

The rules were suspended and the bill passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Purdie, Rich, Respass, Scott, Shoffner, Stephens, Sweet, Welker and Wilson—28.

NAYS-None.

A message was received from the House of Representatives transmitting engrossed House bill to incorporate Lebanon Lodge, No. 207, A. Y. M., in the County of Columbus.

Read first time and referred to the Committee on Corporations.

And concurring in Senate bill to amend an act for the relief of P. T. Massey, Clerk of the Superior Court of the County of Johnston.

Mr. Brogden introduced a bill to place the County of Duplin in the 3d and the County of Onslow in the 4th Judicial District.

Passed first reading and referred to the Judiciary Committee.

The President presented reports from the Commissioners of the Counties of Burke and Robeson.

Referred to the Committee on Townships.

On motion of Mr. Rich, the Senate adjourned until to-morrow, at 11 o'clock, A. M.

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WEDNESDAY, JANUARY 6th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on engrossed House bill to amend the charter of the Town of Elizabeth City, and acts amendatory of the said charter.

Engrossed House bill to renew the charter of the Riehmond Manufacturing Company.

Senate bill to amend an act defining the duties and powers of County Commissioners.

The same Committee reported back to the Senate, the reports of the Commissioners of the Counties of Edgecombe, Person and Hyde, recommending that they be referred to the Committee on Townships.

The report was concurred in and the reports so referred.

Mr. Barrow presented a report from the Commissioners of the County of Northampton.

Mr. Eppes, a report from the Commissioners of Halifax County.

Mr. Hyman, a report from the Commissioners of Warren County.

All of which were referred to the Committee on Townships.

Messrs. Argo, Sinelair and Downing, a Committee from the
House of Representatives, announced the death of the late
Richard Short, a member of the House of Representatives,
presenting the following resolutions, which were unanimously
adopted:

WHEREAS, This body has learned with deep regret of the sudden demise of the Hon. Richard Short, member from Pitt County; therefore,

Be it resolved, That we tender to his family and friends our heart felt sympathy in this their hour of affliction.

Be it further resolved, That the House wear the usual badge of mourning for 30 days.

Be it further resolved, That a copy of these resolutions be sent by the Speaker of the House to his wife and fan ily.

A message was received from the House of Representatives transmitting engrossed House bill to incorporate Lebanon Lodge, No. 207, A. Y. M., in the County of Columbus.

Passed first reading and referred to the Committee on Corporations.

On motion of Mr. Lassiter, the use of the Senate Chamber was granted to the Trustees of the University during the afternoon of this day.

On motion of Mr. Lindsay, the use of the Senate Chamber was granted to the members of the legal profession for Thursday, P. M.

Mr. Sweet presented a resolution of instruction to the Treasurer of the State.

Passed first reading and referred to the Committee on Finance.

On motion of Mr. Respass, it was ordered that the Senate wear the usual badge of mourning for 30 days as a tribute of respect to the memory of Richard Short, late member of the House of Representatives.

On motion of Mr. Rich, the Senate adjourned to meet tomorrow, 10 o'clock, A. M.

THURSDAY, JANUARY 7th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Messrs. Barrow, Barnes, Beasley, Blythe, Eaves, Eppes, Graham, Hayes, Hyman, Jones of Wake, Lindsay, Melchor, Moore of Carteret, Moore of Yaneey, Rich, Shoffner, Welker, White, Wynne and Wilson—20.

On motion of Mr. Barrow, absent members were sent for.

A quorum appearing,

The Journal of Wednesday was read and approved.

Mr. Barrow presented a petition from Rob. S. Parker.

· Referred to the Committee on Penal Institutions.

Mr. White, a petition praying the passage of an aet laying restrictions and regulating the fishing in and near Oregon Inlet.

Referred to the Special Committee on Fisheries.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on engrossed House bill to authorize W. D. Justice, Sheriff of Henderson County, to eolleet arrears of taxes for the years 1866 and 1867.

The rules were suspended and the bill placed on its passage. The bill was amended as follows:

Mr. Welker added R. M. Stafford, Sheriff of Guilford.

Mr. Richardson, K. H. Worthy, of Moore,

Mr. Galloway, S. R. Bunting, of New Hanover.

Mr. Beasley, Louis Bond, of Bertie.

Mr. Jones, of Wake, E. H. Ray, of Wake.

Mr. Melchor, Nelson Slough, of Cabarrus.

Mr. Moore, of Yancey, Juo. L. Harris, of Person.

Mr. Shoffner, W. A. Murray, of Alamanee.

Mr. Long, Daniel Lofton, of Davidson.

Mr. Colgrove, O. R. Colgrove of Jones, and E. F. Cox of Lenoir.

Mr. Lindsay, T. W. Patterson, of Rockingham.

Mr. Wynne, E. A. Gupton, of Franklin.

Mr. Respass, Geo. Credle, of Hyde.

Mr. Hyman, N. R. Jones, of Warren.

Mr. Burns, Geo. J. Williams, of Chatham.

Mr. Forkner, Wm. Haymore, of Surry.

Mr. Moore, of Yancey, W. E. Percy, of Yancey.

As amended, the bill passed second reading.

Mr. Blythe moved to suspend the rules to place the bill on its third and final reading.

The motion did not prevail.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported back to the Senate reports from the Commissioners of the Counties of Wilkes and Rowan, and recommended their reference to the Committee on Townships.

The report was concurred in and the reports so referred.

The President presented a petition from the Lincoln Monument Association.

Referred to a Special Committee consisting of Messrs. Barrow, Osborne and Rich.

The following notices of the introduction of bills were given:

By Mr. Eppes, of a bill dividing the County of Halifax.

By Mr. Brogden, of a bill to secure the free exercise of the right of suffrage and to protect the freedmen at the ballot box.

By Mr. Shoffner, of a bill for the relief of executors and administrators.

By Mr. Welker, of a bill to incorporate the Tabasco Lodge of Masons.

By Mr. Love, of a bill to provide a general incorporation act.

By Mr. Jones, of Wake, of a bill for the relief of the County of Wake.

By Mr. Rich, of a bill to organize a Reform School for boys under sixteen years of age who may be convicted of crime.

Also, a bill requiring certain reports from all Rail Road Companies in this State.

By Mr. Martindale, of a bill to incorporate the Jamesville and Washington Rail Road and Lumber Company.

By Mr. Jones, of Wake, of a bill for the relief of the heirs of Wm. P. Little.

By Mr. Blythe, of a bill to change the location of the County site of Haywood County.

By Mr. Moore, of Carteret, of a bill to incorporate the Beaufort Harbor Steam Ferry Company of North Carolina.

Mr. Sweet introduced a bill to transfer cases from the docket of the late Criminal Court in Craven County, in the Superior Court of the same.

Read first time and referred to the Judiciary Committee.

Mr. Brogden presented a resolution in relation to produce carried on Rail Roads.

Adopted.

Senate Bill to provide for the settlement of the estates of deceased persons was read the third time.

Mr. Sweet offered the following amendments, which were rejected:

Add after the words in seventh class "all other debts," the following, "except such as were contracted as surety." Add in eighth class, "debts contracted as surety."

Mr. Hayes moved to make the sixth class the fourth class.
On motion of Mr. Respass, the bill and amendments were
postponed until Tuesday next at 11 oclock.

A resolution in favor of the Sheriff of Brunswick County

passed the third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Lindsay,

Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Richardson, Respass, Scott, Shoffner, Stephens, Sweet, Welker, White, Wynne and Wilson—35.

NAYS-None.

A message was received from the House of Representatives transmitting engrossed House resolution to annul a portion of a joint resolution in regard to the rooms in the capital building.

The resolution passed its several readings under a supension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beasley, Blythe, Cook, Eaves, Forkner, Graham, Jones of Wake, Lassiter, Lindsay, Love, Melchor, Moore of Yancey, Osborne, Purdie, Respass, Scott, Shoffner and White—19.

Navs—Messrs. Bellamy, Brogden, Burns, Colgrove, Eppes, Hayes, Long, Moore of Carteret, Richardson, Stephens, Sweet and Welker—12.

A message was received from the House of Representatives transmitting the following, which were read first time and disposed of as stated:

Engrossed House bill to amend the charter of the City of Wilmington.

Referred to the Committee on Corporations.

Engrossed House bill to authorize and empower R. W. Hardie, late Sherift of Cumberland, to collect arrears of taxes for the years 1866-'67.

Referred to the Committee on Propositions and Grievances. Engrossed House resolution in favor of A. J. Murray, Sheriff of the County of Haywood.

Referred to the Committee on Finance.

Engrossed House resolution providing for the appointment of a Joint Select Committee, to review the Code of Civil Procedure.

Mr. Respass moved to lay this resolution on the table.

On this motion, Mr. Shoffner demanded the year and nays. Agreed to.

The motion to table prevailed by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Galloway, Hayes, Hyman, Lassiter, Martindale, Melchor, Moore of Carteret, Rich, Respass, Stephens, Welker and White—20.

NAVS—Messrs. Barnes, Eaves, Graham, Lindsay, Long, Moore of Yancey, Osborne, Purdie, Richardson, Scott, Shoffner, Sweet, Wynne and Wilson—14.

Mr. Galloway introduced a resolution in relation to a Penitentiary.

Read first time; and tabled.

Mr. Lindsay introduced a resolution asking the opinion of the Supreme Court, as to what constitutes a Judicial and Executive office of the State.

Read first time and referred to the Judiciary Committee.

Mr. Galloway introduced a resolution appointing a Committee to examine into the system of management of certain Rail Roads.

Read first time and referred to the Committee on Internal Improvements.

Mr. Respass, a resolution in relation to printing copies of public acts.

Read first time and referred to the Judiciary Committee.

Mr. Blythe, a resolution requiring the Committees of the Senate to consider and report all bills and resolutions in their possession, that the same may be disposed of by this body.

Adopted.

Also, a resolution in relation to adjournment.

Rejected.

On motion of Mr. Graham, it was ordered that a bill to amend an act in relation to punishments, which was referred to a Committee of Conference, be placed on the calendar. Mr. Barrow introduced a resolution directing the keeper of the Capitol to replace the books, papers and records of the Supreme Court in the rooms of the Capitol assigned them by the laws of the State.

Adopted.

Senate bill in relation to the Supreme Court was taken up, and, on motion of Mr. Barrow, was postponed until Monday next at 12 o'clock, and ordered to be printed.

On motion, the Senate adjourned until to-morrow, at 11 o'clock, A. M.

FRIDAY, JANUARY 8th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

On motion of Mr. Barrow, the reading of the Journal was dispensed with.

Mr. Sweet, on the part of the Committee on Privileges and Elections, reported that they were unable to find anything to prevent the Senator from the 41st District from taking his seat.

The report of the Committee was concurred in.

Whereupon, Mr. Beall was properly sworn by the President and took his seat.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably upon engrossed House bill to incorporate Lebanon Lodge, No. 207, of A. Y. Masons, in the County of Columbus.

Also, Senate bill to establish a Ferry aeross New River.

Engrossed House bill to amend the charter of the City of Wilmington.

Mr. Long presented a report from the County Commissioners of Davidson County.

Mr. Richardson, a report from the Commissioners of Moore County.

Referred to the Committee on Townships.

The following notices of bills were given:

By Mr. Forkner, of a bill to incorporate the Town of Mount Airy in Surry County.

By Mr. Respass, of a bill in relation to lands held in common by different parties.

By Mr. Martindale, of a bill to change the time of holding the Courts in the Counties of Hyde and Martin.

By Mr. Jones, of a bill to incorporate the Raleigh Cemetery Association.

By Mr. Osborne, of a general incorporation bill.

Mr. Welker introduced a bill to incorporate Tabaseo Lodge of Masons in Guilford County.

Read first time and referred to the Committee on Corporations.

Mr. Blythe, a bill to change the County site of Haywood County.

Read first time and referred to the Committee on Corporations.

Mr. Moore, of Carteret, a bill to incorporate Beautort Harbor Steam Ferry Company of North Carolina.

Read first time and referred to the Committee on Corporations.

Mr. Jones, a bill for the relief of the heirs of Wm. P. Little. Read first time and referred to the Committee on Finance.

On motion of Mr. Galloway, the rules were suspended and engrossed House bill to amend the charter of the City of Wilmington passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter,

Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yancey, Rich, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White, Wynne and Wilson—37.

NAYS-None.

Mr. Martindale introduced a bill to incorporate the Jamesville and Washington Rail Road and Lumber Company.

Read first time and referred to the Committee on Corporations.

Engrossed House resolution asking the Representatives in Congress from North Carolina to use their influence to have all the mail routes and Post offices re-opened heretofore existing in this State, was taken up and passed.

Senate bill authorizing the County Commissioners of the Town of Tarboro' to grant the right of way to the Williamston and Tarboro' Rail Road Company, passed its several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lindsay, Long, Love, Melehor, Moore of Carteret, Moore of Yancey, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White and Wilson—34.

NAYS-None.

Senate bill in relation to the government of Counties, passed second reading.

Engrossed House bill to incorporate the Burnsville Lodge, No. 192, A. Y. M., passed several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lindsay, Long, Love, Moore of Carteret, Moore of Yaneey, Osborne, Purdie, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White and Wilson—35.

NAYS-None.

The following bills passed second reading:

Engrossed House bill to incorporate Beaver Dam Lodge, No. 296, A. Y. M.

Senate bill to incorporate Unaka Lodge of A. Y. M.

Senate bill to prevent the felling of timber in Rockfish Creek.

Engrossed House bill to incorporate the Madren Mining Company.

Engrossed House bill to incorporate Carolina Lodge, No. 141, at Ansonville, Anson County, North Carolina.

Engrossed House bill to incorporate Kilwinning Lodge, A. Y. M., at Wadesboro', North Carolina.

Engrossed House bill to incorporate Mount Olive Lodge, No. 208, A. Y. M., in the County of Wayne, North Carolina.

Engrossed House bill to incorporate Dunn's Rock Lodge, No. 267, A. Y. M., in the County of Transylvania.

Senate bill to incorporate the Hebrew Benevolent Association of Charlotte, North Carolina.

Senate bill to incorporate Coble Lodge, No. 264, A. Y. M., in Guilford County.

Senate bill to incorporate the Woodlawn Manufacturing Company of Gaston County.

Senate Bill providing for an appropriation to secure the Insane Asylum against loss by fire, passed second reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Davis, Eaves, Eppes, Galloway, Graham, Hayes, Hyman, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Rich, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—32.

NAYS-None.

The report of the Committee on Privileges and Elections in the case of Mr. Purdie, Senator from the 14th Senatorial District, being the Special Order, the same was postponed until the 18th inst.

Mr. Brogden, from the Committee on Propositions and Grievances, reported favorably on engrossed House bill to amend the charter of the Judson Female College, at Hendersonville.

Senate bill to amend an act to regulate the sale of spirituous liquors in the Town of Asheville.

And Senate bill concerning the Western Turnpike Road.

On motion of Mr. Love, this bill was amended by inserting the word "Jackson" after the word "Cherokee" in section 1.

The rules were supended, the bill passed second reading and on motion of Mr. Blythe, was ordered to be printed.

Senate resolution concerning blockade runners and the disposition of the literary fund, passed second reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Moore of Carteret, Rich, Richardson, Robbins, Smith, Stephens and Sweet—26.

NAYS-Messrs. Graham, Osborne, Purdie and Scott-4.

Mr. Moore, of Carteret, introduced a resolution amending the rules.

Laid over.

Mr. Barrow, a resolution instructing the Committee on Corporations.

Adopted.

Also, a resolution instructing the Code Commissioners.

Adopted.

A message was received from the House of Representatives announcing Messrs. Malone, Bowman and Laffin as the House branch of the Joint Committee to confer with the Tennessee delegation on a system of Rail Roads.

The President ratified a resolution in favor of the Sheriff and Register of Deeds of the County of Greene.

On motion, the Senate adjourned until to-morrow, at 11 o'clock, A. M.

SATURDAY, JANUARY 9th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Moore, of Carteret, from the Committee on Corporations reported favorably on Senate bill to incorporate the Beaufort Steam Ferry Company of North Carolina.

Mr. Graham, from the Judiciary Committee, reported favorably on Senate bill to enforce executors and administrators to discharge their duties.

Also, on bill from Code Commissioners to establish a mechanics' and laborers' lien, and reported back to the Senate the tollowing bills and asked to be discharged from their further consideration:

Senate bill in relation to listing taxes.

Senate bill requiring executors to give bond before entering upon the discharge of their duties.

The report was concurred in.

Mr. Barrow, for the Judiciary Committee, reported a substitute for Senate bill to allow administrators and executors to sell for cash.

Mr. Brogden, from the Committee on Finance, reported favorable on engrossed House bill for the relief of the Sheriffs of Pasquotank and New Hanover.

Mr. Smith, from the Committee on Propositions and Grievances, reported favorably on the following:

Engrossed House bill in favor of Jesse R. Weaver.

Engrossed House resolution for the relief of A. J. Johnston.

Engrossed House resolution in favor of T. H. Alexander.

The following notices of bills were given:

By Mr. Shoffner, of a bill to establish the line between the Counties of Alamance and Chatham, and the line between Alamance and Guilford Counties.

By Mr. Rieh, of a bill to incorporate a Rail Road Company, to build a Rail Road from some point on the Wilmington and Weldon Rail Road in Duplin or Wayne Counties, through the Counties of Duplin or Wayne, Lenoir, Green, Pitt and Martin Counties, to some point on the Tarboro' and Williamston Rail Road in Pitt, Martin or Washington Counties.

By Mr. Bellamy, of a bill to prevent obstructions of the pas-

sage of fish up the waters of Town Creek.

By Mr. Robbins, of a bill to enable plaintiffs to bring suit in the Superior Courts in their own Counties instead of the Counties of defendants as now required by law.

Mr. Long presented a petition from the physicians of Davidson County.

Referred to the Committee on Propositions and Grievanees.
Mr. Rich introduced a bill to establish a reform school.

Referred to the Committee on Penal Institutions.

A message was received from the House of Representatives transmitting engrossed House resolution in relation to the improvement of the navigation of the Cape Fear.

Adopted.

Also, engrossed House resolution concerning the purchase of the site for the Penitentiary.

Passed first reading.

The President ratified a bill to amend the charter of the City of Wilmington.

Also, a bill for the relief of the Sheriff of Tyrell.

Mr. Shoffner introduced a bill for the relief of executors and administrators sued in their representative capacity.

Read first time and referred to the Judiciary Committee.

Mr. Rieh introduced a bill providing for returns from Rail Road Companies in this State.

Read first time and referred to the Committee on Internal Improvements.

Mr. Martindale, a bill changing the time of holding Conrts in the Counties of Hyde and Martin.

Read first time and referred to the Judiciary Committee.

The Committee on Enrollment reported Senate resolution instructing the Committee on Corporations correctly enrolled.

The President of the Senate, being in doubt as to whether he should sign the resolution without it having passed both Houses, submitted the matter to the Senate.

The Senate declared it not necessary that the resolution should pass both Houses, whereupon the President ratified the resolution.

Engrossed House bill concerning the government of Counties was taken up, and

On motion of Mr. Barrow, it was laid on the table and ordered to be printed.

Engrossed House bill to establish a ferry across the Neuse River passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beeman, Brogden, Blythe, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Love, Martindale, Moore of Carteret, Moore of Yancey, Purdie, Rich, Richardson, Robbins, Scott, Smith, Sweet, Welker, White, Wynne and Wilson—32.

NAY-Mr. Respass-1.

Engrossed House bill to incorporate Lebanon Lodge No. 207, of A. Y. Masons in Columbus County was read third time.

Mr. Blythe moved to refer the bill to the Committee on Corporations.

The motion did not prevail.

The bill passed the third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Davis, Eaves, Eppes, Forkner, Galloway, Harrington, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Rich, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Wynne and Wilson—32.

NAYS—Messrs. Barrow, Bellamy, Blythe, Colgrove, Graham, Respass and White—7.

Senate bill to incorporate the Woodlawn Manufacturing Company, of Gaston, was read third time, and

On motion of Mr. Respass, was postponed until the 18th instant.

Engrossed House bill to incorporate the Madren Mining Company, was read third time, and

On motion of Mr. Welker, was postponed until the 18th instant.

Engrossed House bill to incorporate Carolina Lodge, No. 141, at Ansonville, was read the third time, and

On motion of Mr. Respass, was postponed until the 18th instant.

Engrossed House bill to incorporate Mount Olive Lodge in Wayne County, was read the third time.

Mr. Respass moved to postpone the consideration of the bill until the 18th instant.

The motion did not prevail.

When the bill passed the third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Eaves, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Mclchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Richardson, Scott, Shoffner, Smith, Sweet, Stephens, Welker, White and Wilson—30.

NAYS—Messrs. Barrow, Bellamy, Burns, Blythe, Hayes, and Respass—6.

Engrossed House bill to incorporate Kilwinning Lodge, at Wadesboro', passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Osborne, Purdie, Riehardson, Seott, Shoffner, Smith, Stephens, Sweet, Welker and Wilson—32.

Navs-Messrs. Barrow, Bellamy, Blythe, Hayes and Respass-5.

Senate bill to incorporate the Hebrew Benevolent Association of Charlotte, passed the third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Davis, Eaves, Eppes, Forkner, Galloway, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Richardson, Robbins, Shoffner, Smith, Stephens, Welker, White and Wilson—31.

NAVS—Messrs. Barrow, Bellamy, Blythe, Hayes and Respass—5.

The House of Representatives notified the Senate of their concurrence in Senate bill making an appropriation to the Asylum for the Deaf and Dumb and the Blind.

The President appointed Mr. Barrow on the Printing Committee, vice Mr. Hall, deceased.

Mr. Davis presented a report from the Commissioners of Montgomery County.

Referred to the Committee on Townships.

Senate resolution instructing the Treasurer of State passed second reading.

On motion of Mr. Bellamy, the Senate adjourned until Monday at 11 o'clock, A. M.

MONDAY, JANUARY 11th, 1869.

The Senate met pursuant to adjournment. The President in the Chair.

The Journal of Saturday was read and approved.

The following notices of bills were given:

By Mr. Hayes, of a bill to empower Reuben King, late Sheriff of Robeson County, to collect arrears of taxes.

By Mr. White, of a bill providing for the registration of conveyances.

By Mr. Colgrove, of a bill for a branch Rail Road from some point on the Williamston and Tarboro' Rail Road through the counties of Craven, Jones and Onslow to Wilmington, or some point on the Wilmington and Weldon Railroad.

Mr. Beasley presented a report from the Commissioners of the County of Bertie.

Referred to the Committee on Townships.

Mr. Bellamy, a bill to prevent the obstruction of the passage of fish up the waters of Town Creek.

Referred to the Committee on Fisheries.

Mr. Cook, a bill establishing a standard weight of fish.

Referred to the Committee on Fisheries.

Senate bill to incorporate Coble Lodge, No. 264, of Masons, in Guilford County, passed the third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Graham, Harrington, Legg, Lindsay, Long, Melchor, Moore of Carteret, Moore of Yancey, Purdie, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Winstead and Wilson—28.

NAYS—Messrs. Barrow, Bellamy, Burns, Colgrove, Hayes and Rich—6.

Senate bill to incorporate Unaka Lodge of Masons in the County of Jackson, passed the third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Davis, Eaves, Etheridge, Eppes, Galloway, Harrington, Legg, Lindsay, Moore of Yancey, Purdie, Respass, Robbins, Shoffner, Scott, Smith, White, Winstead and Wilson—22.

NAYS—Messrs. Barrow, Bellamy, Burns, Colgrove, Graham, Hayes and Rich—7.

Engrossed House bill to incorporate Beaver Dam Lodge of Masons in the County of Anson, passed the third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Davis, Eaves, Etheridge, Eppes, Graham, Harrington, Legg, Lindsay, Long, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Respass, Robbins, Scott, Shoffner, Smith, White, Winstead and Wilson—25.

Navs—Messrs. Barrow, Bellamy, Burns, Hayes and Rich—5. Engrossed Honse bill to incorporate Dumis Rock Lodge of Masons in Transylvania, passed the third reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Davis, Eaves, Etheridge, Harrington, Lassiter, Legg, Lindsay, Long, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Purdie, Respass, Robbins, Seott, Shoffner, Smith, Welker, White, Wynne, Winstead and Wilson—26.

NAYS—Messrs. Barrow, Bellamy, Burns, Graham, Hayes and Rich—6.

Senate bill providing for an appropriation to insure the Insane Asylum from loss by fire, passed the third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Bellamy, Bnrns, Blythe, Colgrove, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Hairington, Lassiter, Legg, Lindsay, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Purdie, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White, Wynne, Winstead and Wilson—37.

Navs-None.

Senate bill to prevent the felling of timber or otherwise obstructing Rockfish Creek, passed the third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Davis, Eaves, Etheridge, Eppes, Galloway, Harrington, Legg, Lindsay, Long, Lov.

Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Purdie, Rich, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White and Winstead—35.

NAYS-None.

Joint resolution instructing the Public Treasurer was taken up.

Mr. Sweet amended section one by inserting the words, "within this State."

Mr. Rieh offered a substitute, and after a lengthy discussion, Mr. Cook moved the previous question.

The motion was sustained, when the substitute was rejected by the following vote:

YEAS—Messrs. Bellamy, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Hayes, Lassiter, Martindale, Moore of Carteret, Purdie, Rich, Richardson, Smith and Stephens—17.

NAVS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Eaves, Forkner, Graham, Harrington, Legg, Lindsay, Long, Love, Melehor, Osborne, Respass, Robbins, Scott, Shoffner, Sweet, Welker, White, Wynne, Winstead and Wilson—25.

The question recurring on the resolution as amended by Mr. Sweet, the same was adopted by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Eaves, Etheridge, Forkner, Graham, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Purdie, Respass, Robbins, Seott, Shoffner, Sweet, Welker, White, Wynne, Winstead and Wilson—26.

Navs—Messrs. Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Moore of Carteret, Rich, Richardson, Smith and Stephens—14.

Leaves of absence were granted to Messrs. Cook and Jones until to-morrow.

Engrossed House bill concerning the government of Counties was read third time.

Mr. Love amended by inserting in line three, after the word "make" the words "an instrumental."

As amended, the bill passed the third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Davis, Eaves, Etheridge, Eppes, Forkner, Graham, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore, of Carteret, Purdie, Rich, Riehardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—40.

NAYS-None.

Senate bill in relation to the docket of the Criminal Court of the City of Newbern passed second reading.

A motion by Mr. Sweet to suspend the rules to place the bill on its third reading did not prevail.

A message was received from the House of Representatives transmitting engrossed House resolution providing a room for the Superintendent of Public Instruction.

On motion of Mr. Barrow, the rules were suspended and the resolution passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Davis, Etheridge, Eppes, Forkner, Graham, Harrington, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Purdie, Richardson, Respass, Robbins, Seott, Shoffner, Sweet, Welker, Wynne, Winstead and Wilson—33.

Nays-Messrs. Bellamy, Hayes, Rich and Stephens-4.

The President announced Messrs. Respass and Hayes as the Senate branch of the Committee on Banks, authorized by a joint series of resolutions.

Mr. Lindsay, on the part of the Committee on Claims, presented a report, accompanied with a resolution.

Senate resolution appointing a joint Committee to investigate the running of the North Carolina Rail Rood was taken up, and, on motion of Mr. Welker, was postponed until Thursday next at 11 o'eloek, A. M.

Mr. Rich was granted leave of absence from to-morrow until Monday next.

On motion of Mr. Respass the Senate adjourned until tomorrow at 11 o'clock, A. M.

TUESDAY, JANUARY 12th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Sweet arose to a question of privilege and proceeded to condemn, in severe terms, an article which appeared in the Standard of this day's issue, headed, "The Investigating Committee."

Mr. Brogden, on the part of the Committee on Finauee, reported favorably on Senate resolution in favor of the Sheriff of Brunswick County.

And reported a substitute for Senate bill in favor of John Tapseott, a former Sheriff of Alamanee County.

The report was concurred in.

Mr. Graham, for the Judieiary Committee, reported Senate bill to change the time of holding the Superior Courts in Hyde and Martin Counties, and recommended that the bill be referred to the Committee on Courts.

The report was concurred in.

Mr. Lindsay, from the Committee on Claims, reported a resolution in favor of M. A. Bledsoe.

Passed first reading.

The following notice was given:

By Mr. Davis, of a bill for the removal of obstructions in the Pedee, Yadkin and Uharrie Rivers. Mr. Robbins introduced a bill to amend section 68, title 81, of the Code of Civil Procedure.

Read first time and referred to the Judieiary Committee.

Mr. Brogden, a bill to secure the free exercise of the right of suffrage and to protect the freedmen at the ballot box.

Read first time and referred to the Committee on Propositions and Grievanees.

Senate bill, transferring the docket of the Criminal Court of Newbern to the Superior Court, passed the third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Hayes, Harrington, Hyman, Lindsay, Long, Melehor, Moore of Carteret, Moore of Yaneey, Osborne, Purdie, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—36.

NAYS-None.

Senate bill to repeal chapter 54, laws 1866-'67, was taken up, passed second reading and ordered to be printed.

Senate bill, in relation to the Western Turnpike Road, was taken up and, on motion of Mr. Love, was postponed and made a Special Order for the 20th, at 12 o'clock, M.

Engrossed House bill in favor of Jesse R. Weaver passed second reading.

Mr. Blythe moved to suspend the rules and put the bill on its third reading.

Not agreed to.

Engrossed House bill in favor of T. H. Alexander passed second reading.

Senate resolution in favor of Moore & Cashwell passed second reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Davis, Eaves, Eppes, Forkner, Galloway, Hyman, Lindsay, Love, Martindale, Melchor, Osborne, Purdie, Rieh, Robbins, Scott, Shoffner, Smith, White, Wynne, Winstead and Wilson—28.

NAYS—Messrs. Bellamy, Burns, Cook, Harrington, Long, Moore of Carteret, Richardson and Stephens—8.

Engrossed House resolution in favor of A. J. Johnston passed second reading.

A message was received from his Excellency, the Governor, nominating W. J. Clark as Judge of the Criminal Court of Newbern, asking confirmation of the Senate.

The nomination was confirmed by the Senate.

Engrossed House resolution concerning the Penitentiary was, on motion of Mr. Welker, postponed indefinitely.

Engrossed Honse bill for the relief of the Sheriffs of Pasquotank and New Hanover Counties passed second reading.

Senate bill in relation to punishments passed second reading, was ordered to be printed and made a Special Order for Monday next, at 12 o'clock.

Senate bill to incorporate the Beaufort Harbor Steam Ferry Company of North Carolina passed second reading.

Bill from Code Commissioners, providing for mechanics' and laborers' lien, was read second time, and amended by Mr. Barrow by striking out "20" in section 4 and inserting "90," and in section 12 by striking out "3" and inserting "6."

On motion of Mr. Respass, the bill was made a Special Order for 12 o'clock to-morrow.

A message was received from the House of Representatives announcing that the House of Representatives refused to concur in the amendments of the Senate to engrossed House bill authorizing certain Counties to issue bonds, and asking a Committee of Conference; and announcing Messrs. French, Hayes and Ingram as the House branch of the Committee of Conference.

The message was concurred in, and the President announced Messrs. Osborne and Brogden as the Senate branch of that Committee.

A message was also received from the House of Representatives announcing Messrs. Laffin, Stilley and Graham as the House branch of the Joint Committee on Banks. Also, transmitting the following engrossed House bills and resolutions, which were read first time and disposed of as stated:

Resolution in relation to bills received from the Code Commissioners.

Adopted.

Bill to incorporate Jonesville Lodge of Masons in the County of Yadkin.

Referred to the Committee on Corporations.

Bill to incorporate Lee Lodge of Masons in Alexander County.

Referred to the Committee on Corporations.

Resolution providing an office for the Auditor.

Adopted.

Senate bill to enforce executors and administrators was read second time and passed.

Senate bill to amend an act passed 1868, defining the duties and powers of County Commissioners, passed second reading.

Engrossed House bill to renew the charter of the Richmond-Manufacturing Company was read second time.

Mr. Welker moved to postpone indefinitely.

Lost.

On motion of Mr. Barrow, the Senate adjourned until to-moreow, at 11 o'clock, A. M.

WEDNESDAY, January 13th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal was read and approved.

Mr. Winstead, on the part of the Judiciary Committee, reported engrossed House bill to amend section 137, chapter 8,

of the Code of Civil Procedure, with a recommendation that it do not pass.

Also, engrossed House bill to legalize certain official acts of the chairmen of the late County Courts of this State.

Mr. Sweet, on the part of the same Committee, reported adversely on Senate bill for the redemption of real estate sold under executions.

Mr. Barrow, from the same Committee, reported adversely on Senate bill to empower Justices of the Peace to deputize Constables in civil actions.

Mr. Winstead, for the same Committee, reported unfavorably on engrossed House bill to repeal section 558, chapter 1, title 21, of the Code of Civil Procedure, requiring officers to make returns of fees.

Mr. Osborne, for the same Committee, reported the following bills back to the Senate, and asked to be discharged from its further consideration:

Engrossed Honse bill to amend an aet to establish Special Courts in the cities of Wilmington and Newbern, and recommended the passage of

Bill from the Code Commissioners to provide for holding special terms of the Superior Courts, with amendments recommended.

Mr. Brogden, for the Committee on Propositions and Grievances, reported favorably on engrossed resolution for the relief of D. A. Spivey.

Mr. Love gave notice of his intention to introduce a bill to establish a new County by the name of "Unaka," to be taken off the County of Cherokee.

Also, a bill to amend the charter of the Tennessee River Rail Road Company in Macon County.

Engrossed House bill for the relief of the Sheriffs of Columbus, Pasquotank and New Hanover Counties passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Eaves, Etheridge, Eppes, Fork-

ner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Purdie, Rieh, Robbins, Scott, Shoffner, Stephens, Welker, White, Wynne, Winstead and Wilson—37.

NAYS-None.

Senate bill to incorporate the Beaufort Harbor Steam Ferry Company of North Carolina passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Purdie, Rich, Respass, Robbins, Seott, Shoffner, Stephens, Welker, White, Wynne, Winstead and Wilson—41.

NAYS-None.

Engrossed House bill in favor of Jesse R. Weaver, late County County Clerk in and for the County of Buneombe,

passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Eaves, Etheridge, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Martindale, Moore of Yaneey, Osborne, Purdie, Robbins, Scott, Shoffner, Stephens, Welker, White, Winstead and Wilson—32.

NAYS-None.

Senate bill in favor of John Tapseott passed by the follow-

ing vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Osborne, Purdie, Robbins, Scott, Shoffiner, Stephens, Sweet, Winstead and Wilson—34.

NAYS-Messrs. Moore of Yaneey and White-2.

On motion of Mr. Osborne, the vote was reconsidered, when the bill failed to pass by the following vote:

YEAS—Messrs. Brogden, Galloway, Graham, Jones of Wake, Moore of Carteret and Shoffner—6.

Nays—Messrs. Barrow, Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Yancey, Osborne, Purdie, Rich, Richardson, Respass, Robbins, Scott, Smith, Stephens, White, Wynne, Winstead and Wilson—36.

Senate bill to amend an act passed in 1868, entitled "an act defining the dutics and powers of County Commissioners," was read third time and failed to pass by the following vote:

YEAS—Messrs, Barrow, Brogden, Burns, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Galloway, Lassiter, Lindsay, Long, Martindale, Mclchor, Moore of Carteret, Respass, Stephens and Wynne—19.

Nays—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Blythe, Graham, Harrington, Hyman, Jones of Wake, Love, Moore of Yancey, Osborne, Purdie, Richardson, Robbins, Scott, Shoffner, Smith, Welker, White, Winstead and Wilson—23.

Senate bill to amend section 18, chapter 46, Revised Code, was taken up and discussed.

The hour of the Special Order having arrived, the same was postponed until the bill under consideration was disposed of.

The bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Purdic, Respass, Robbins, Scott, Smith, Stephens, Welker, White, Wynne, Winstead and Wilson—35.

NAVS-Messrs. Graham, Harrington, Love, Osborne and Shoffner-5.

Mr. Robbins, from the Judiciary Committee, by manimous consent, reported a substitute for Senate bill to amend chapter 10, section 1, laws Special Session, 1868.

Mr. Jones moved a suspension of the rules to introduce a bill.

Not agreed to.

By manimous consent, Mr. Love was allowed to introduce a resolution relative to the payment of the contract for the building of the Penitentiary stockade.

The resolution was adopted.

The President ratified the following bills and resolutions: Bill to incorporate the Kilwinning Lodge, A. Y. M. at Wadesboro', in Anson County.

Resolution asking our Representatives in Congress to use their influence to revive and re-open all the mail routes and post offices heretofore existing in North Carolina.

Resolution instructing the Code Commissioners to prepare and report a compilation of charter acts, &c.

A bill to incorporate Mount Olive Lodge, No. 208, A. Y. M. at Mount Olive, in the County of Wayne.

Bill making an appropriation for the Asylum for the Deaf and Dumb and the Blind.

Resolution in relation to improvement of the navigation of the Cape Fear River.

Senate bill to provide for the settlement of the estates of deceased persons, being the Special Order of the day, was now taken up.

The amendment previously offered by Mr. Hayes, viz: to make the 6th Class the 4th Class, the 4th Class the 5th Class, and so on throughout the Classes, was adopted.

Mr. Forkner moved to strike out three and insert two in Class 6th.

The amendment was rejected.

Mr. Lindsay moved to strike out "three" and insert "one," and demanded the yeas and nays.

The demand was sustained.

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Davis, Eaves, Graham, Harrington, Lindsay, Love, Melchor, Osborne, Purdie, Richardson, Robbins, Scott, Shoffner, Winstead and Wilson—18.

NAYS—Messrs. Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Etheridge, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Moore of Carteret, Moore of Yancey, Respass, Smith, Stephens, Welker and White—24.

Mr. Robbins moved to strike out Class 1st.

Not agreed to.

Mr. Brogden moved to make the 1st Class the 2d Class and the 2d Class the 1st Class.

The motion prevailed.

Mr. Burns moved to postpone the further consideration of the subject until Wednesday next.

Mr. Forkuer called the previous question on the motion to postpone.

The eall was sustained.

The motion to postpone did not prevail.

Mr. Barnes moved to strike out all after the words "such employment" in 6th Class, and add the same to the end of the now 1st Class.

Mr. Barrow moved to amend by adding "and such sums, bills and accounts as may be due to physicians for medical services within the year preceding the decease."

Mr. Barnes accepted the amendment.

On this amendment, Mr. Forkner called the previous question.

The eall was sustained, when

Mr. Respass moved to adjourn until to-morrow at 11 o'clock, A. M.

The vote stood, yeas 18, nays 18.

The President voting in the affirmative, the motion pre vailed.

THURSDAY, January 14th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Mr. Osborne, on the part of the Judiciary Committee, reported favorably on Senate bill to prevent persons from injuring or killing live stock.

Mr. Winstead, for the same Committee, reported favorably on Senate bill to place the County of Duplin in the third, and the County of Onslow in the fourth Judicial District.

Mr. Graham, for the same Committee, to whom was reterred Senate resolution inquiring into the expediency of introducing a bill for the more speedy removal of security who hold over, reported the same back to the Senate and asked to be diseharged from the further consideration of the subject.

The report was concurred in.

Mr. Graham also reported a substitute for Senate bill to amend section 21, chapter 34, of the Revised Code.

Mr. Barrow, on the part of the same Committee, reported favorably on Senate bill to prevent the felling of trees in the Catawba River and its tributaries.

Mr. Love, for the Special Committee on Courts, reported favorably on Senate bill to change the time of holding the Courts of Hyde and Martin Counties.

Messages were received from the House of Representatives transmitting engrossed House bill to amend an act entitled the Code of Civil Procedure.

Read first time, ordered to be printed and referred to the Judiciary Committee.

Also, a message from the Governor, appointing T. F. Lee and J. B. Neathery, Directors for the North Carolina Institution for the Deaf and Dumb and the Blind.

The Senate confirmed the appointments.

A message was received from the House of Representatives concurring in Senate resolution in favor of W. H. White.

Mr. Eppes gave notice of his intention to introduce a bill to repeal an act concerning the Register of Deeds, ratified August 21st, 1868.

Mr. Martindale, of a bill to enable the City of Raleigh to borrow money on its bonds.

Bills as follows were introduced, read first time and were disposed of as stated:

By Mr. Jones, of Wake, a bill to incorporate the Raleigh Cemetery Association.

Referred to the Committee on Corporations.

By Mr. Lassiter, a bill in relation to the Insane Asylum.

Ordered to be printed and referred to the Committee on Insane Asylum.

By Mr. Respass, a bill for the better protection of infant tenants in common.

Referred to the Judieiary Committee.

By Mr. Sweet, a bill to eede to the United States a certain tract of land in Wake County.

Referred to the Judiciary Committee.

Leave of absence was granted to Messrs. Moore of Yancey, Mason, Hayes and Colgrove until Monday next.

Senate bill to repeal chapter 54 of laws of 1866-'67, was taken up and read the third time, when

On motion of Mr. Brogden, it was made a Special Order for Monday next, at 12 o'elock, M.

Senate bill to protect certain citizens of North Carolina, who rented lands of the United States Treasury Agents during the war, passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Lassiter, Legg, Lindsay, Martindale, Melchor, Moore of Carteret, Purdie, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—36.

Nay-Mr. Love-1.

Mr. Forkner presented a resolution asking the appointment of a Committee of three to revise the Rules of Order.

Laid over under the rules.

On motion of Mr. Winstead, the vote by which the Senate rejected Senate bill to amend an act passed 1868, defining the duties and powers of County Commissioners, was reconsidered.

On motion of Mr. Respass, the further consideration of the bill was postponed until to-morrow.

By leave, Mr. Barrow introduced a resolution instructing the Judiciary Committee.

The resolution was adopted.

Senate bill to provide for the settlement of estates of deceased persons was taken up and discussed.

Mr. Barnes withdrew his amendment.

The bill as previously amended passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Burns, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hyman, Lassiter, Legg, Long, Martindale, Moore of Carteret, Osborne, Richardson, Smith, Stephens and White—21.

NAYS—Messrs. Barnes, Beall, Beeman, Blythe, Eaves, Graham, Harrington, Jones of Wake, Lindsay, Love, Melehor, Purdie, Respass, Robbins, Scott, Shoffner, Sweet, Welker, Winstead and Wilson—20.

A bill from the Code Commissioners to create a mechanics' and laborers' lien law, was taken up and discussed.

Mr. Barrow offered an amendment.

Mr. Graham offered a substitute for the same.

Pending the discussion, the Senate adjourned until to-morrow at 11 o'clock, A. M.

FRIDAY, JANUARY 15th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Thursday was read and approved.

Mr. Galloway presented a petition from the citizens of New Hanover.

Referred to the Committee on Propositions and Grievances.

Mr. Scott, a petition to amend the report of the Commissioners of the County of Duplin.

Referred to the Committee on Townships.

Mr. Martindale, for the Committee on Internal Improvements, reported favorably on Senate bill to incorporate the Jamesville and Washington Rail Road and Lumber Company.

Mr. Winstead, for the Judieiary Committee, reported adversely on Senate bill to encourage guardians to invest in the public stock of the State.

Mr. Welker, on the part of the Special Committee, to examine into the purchase of the Penitentiary, reported.

The report was read at length, and, with accompanying doeuments, was ordered to be printed and placed on the calendar.

Mr. Sweet offered a resolution retaining the Special Committee on Penitentiary.

Adopted.

On motion of Mr. Barrow, a message was sent to the House of Representatives inquiring the condition of the resolution and bill in relation to repealing the Penitentiary bill.

On motion of Mr. Sweet, the rules were suspended, and the Rules of Rrder were amended so as to make the first order of business after reading the Journal, "Unfinished Business."

A bill to ereate a mechanies' and laborers' lien being the unfinished business, was now taken up, the amendments pending were:

By Mr. Barrow, section one, add after the word "contracted"

line 11, as follows: "or shall have been discharged by the employer."

By Mr. Graham, as a substitute for the amendment of Mr. Barrow, "or been discharged without sufficient cause before the expiration of said term."

On the adoption of the substitute, Mr. Cook demanded the yeas and nays.

Agreed to.

The substitute was rejected by the following vote:

YEAS—Messrs. Barnes, Graham, Lindsay, Love, Melehor, Purdie, Scott, Winstead and Wilson—9.

Navs—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Long, Moore of Carteret, Osborne, Richardson, Respass, Robbins, Smith, Stephens, Welker, White and Wynne—27.

The amendment of Mr. Barrow was adopted.

Mr. Barrow amended by adding at the end of section 3, "or any Justice of the Peace until there be a Clerk elected by the Township."

Mr. Jones amended section 1, clause 2, line 8, after the word "thereto," by inserting "or any material by any other person that may be required in their trade or occupation."

Mr. Barrow amended section 5, line 2, by adding "Justices of the Peace."

Also, by adding a new section as follows:

SEC. 16. When remedy to attachment.

In all cases where the owner or employer attempts to remove the erop, houses, or appurtenances from the premises without the permission of, or with intent to defraud the laborer of his lien, the claimant may have a remedy by attachment.

Mr. Graham moved to strike out the proviso in section 1. The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beeman, Graham, Love, Osborne, Purdie and Scott—7.

NAYS—Messrs. Barrow, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Martindale, Melchor, Moore of Carteret, Richardson, Respass, Robbins, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—32.

Mr. Brogden moved to amend section 1, after "thereto," first case, by adding "and all laborers for work done and performed on or about a farm."

The amendment was rejected.

The bill, as amended, passed second reading.

Mr. Moore, of Carteret, moved to reconsider the vote by which the Senate passed Senate bill to provide for the settlement of the estates of deceased persons.

On motion, the Senate adjourned until to-morrow, at 11 o'clock, A. M.

SATURDAY, JANUARY 16th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

On motion, the rules were suspended and Mr. Love introduced a resolution in relation to building the Penitentiary stockade.

The rules were suspended and the resolution passed its several readings.

The following is the vote on the third reading:

Yeas—Barrow, Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Gra-

ham, Harrington, Hyman, Jones of Wake, Legg, Lindsay, Long, Love, Melehor, Moore of Carteret, Osborne, Purdie, Richardson, Respass, Robbins, Seott, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—37.

NAYS—Messrs. Beeman and Galloway—2.

On motion of Mr. Love, the rules were suspended and the resolution was transmitted to the House of Representatives for their consideration.

The unfinished business being the motion of Mr. Moore, of Carteret, to reconsider the vote by which the Senate passed Senate bill in relation to the settlement of the estates of deceased persons, was now taken up.

The motion to reconsider prevailed.

Mr. Beeman moved to postpone the bill indefinitely.

On this motion, Mr. Forkner demanded the yeas and nays. Agreed to.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beeman, Graham, Melchor, Purdie, Richardson, Robbins, Winstead and Wilson—9.

NAYS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Moore of Carteret, Osborne, Respass, Scott, Smith, Stephens, Sweet, Welker, White and Wynne—31.

On motion of Mr. Moore, of Carteret, the further consideration of the bill was postponed until Tuesday next at 12 o'clock.

On motion of Mr. Scott, the rules were suspended and leave of absence was granted to Mr. Beall until Tuesday next.

A message was received from the House of Representatives transmitting Senate resolution and bill inquired for in Senate message of yesterday.

The bill and resolution were returned to the House of Representatives.

A message was received from the House of Representatives transmitting the following engrossed house bills and resolutions, which were read first time and disposed of as stated:

Resolution requesting the Secretary of State to return to the General Assembly a certain act.

Tabled.

Resolutions eoneerning aets repealing aets.

Rejected.

Resolution in regard to the printing of the laws.

Adopted.

Bill for the relief of F. M. Pittman, of the County of Lenoir, for over assessment of taxes for 1868.

Referred to the Committee on Propositions and Grievances.

Bill to amend title twenty of the Code of Civil Procedure, and to ratify stays of executions granted by Justices of the Peace in certain cases.

Referred to the Judieiary Committee.

Bill for the relief of William H. Gentry, Sheriff of the County of Stokes.

Referred to the Committee on Propositions and Grievances. Bill to authorize the Sheriff of Columbus County to eolleet arrears of taxes.

Referred to the Committee on Propositions and Grievances.

The following notices of the introduction of bills were given:

By Mr. Blythe, of a bill to amend the law in reference to witnesses in eivil actions.

By Mr. Jones, of a bill to incorporate the North Carolina Purchase and Trust Association.

By Mr. Moore, of Carteret, of a bill to provide for the election of Commissioners of Navigation for Beaufort Harbor, North Carolina.

Bills as follows were introduced, read first time and disposed of as stated:

By Mr. Martindale, a bill to enable the City of Raleigh to borrow money.

Referred to the Committee on Corporations.

By Mr. Winstead, a bill to restrict the jurisdiction of the-Courts on debts, the consideration of which existed previous tothe 2d day of May, 1865, to one-half of the principal money due, and to repeal all stay laws.

Referred to the Judiciary Committee.

By Mr. Long, a bill to incorporate Richland Lodge, No. 204, of Free and Accepted Masons in the town of Thomasville, Davidson County.

Referred to the Committee on Corporations.

By Mr. Eppes, a bill to amend an act concerning the Register of Deeds, ratified August 21st, 1868.

Referred to the Judieiary Committee.

Senate resolution for the relief of L. P. Swain and W. M. D. Moore, was taken up and recommitted to the Committee on Finance.

Bill from Code Commissioners to establish a meehanics' and laborers' lien was read the third time.

Mr. Barrow amended by adding "Justiees of the Peace" in sections 13 and 14 after "Township Clerk."

Mr. Robbins moved to strike out in section 14, clause 4, "three months" and insert "thirty days."

The amendment was rejected.

The bill, as amended, passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Coek, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Osborne, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—36.

Nays-Messrs. Beeman, Hairington and Purdie-3.

Leave of absence was granted to Mr. Legg for an indefinite period.

Senate bill to amend an act passed 1868, defining the duties and powers of County Commissioners, was read third time and amended by Mr. Respass by adding:

"That the provisions of this bill shall not be so construed as to apply to the County of New Hanover."

The bill, as amended, passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Jones of Wake, Lassiter, Martindale, Melchor, Moore of Carteret, Osborne, Respass, Scott, Smith, Stephens, Welker, Wynne and Wilson—24.

Navs—Messrs. Barnes, Beeman, Bellamy, Eaves, Harrington, Hyman, Love, Purdie, Richardson, Robbins, White and Winstead—12.

On motion of Mr. Osborne, the Senate adjourned until Monday, 11 o'clock, A. M.

MONDAY, JANUARY 18th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Welker, on the part of the Committee on Education, reported Senate bill to prevent the sale of spirituous liquors within less than five miles of the Bingham school, back to the Senate with amendments.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on Senate bill to incorporate Tabaseo Lodge of Masons.

The following notices of introduction of bills were given:

By Mr. Beasley, of a bill for the relief of guardians, executors and administrators.

By Mr. Blythe, of a bill to amend the charter of the Buncombe Turnpike Company.

By Mr. Galloway, of a bill to charter the Wilmington Life Insurance Company.

Mr. Love introduced a bill to provide a general incorporation act.

Read first time and referred to the Judiciary Committee.

By permission, Mr. Robbins introduced a communication from the Mayor and Commissioners of the Town of Salisbury.

Referred to the Committee on Penal Institutions.

The rules were suspended and Mr. Welker introduced a bill to incorporate the North Carolina Manufacturing, Loan and Trust Company, notice of which had not previously been given.

Read first time and referred to the Committee on Corpora-

tions.

Mr. Love introduced a bill laying off and establishing Unaka County.

Read first time and referred to the Committee on Propositions and Grievances.

The hour of the Special Order having arrived, the report of the Committee on Privileges and Elections in the ease of Mr. Purdie, of the 14th Senatorial District, was taken up.

Mr. Brogden moved to postpone until this day week.

Mr. Davis moved to amend so as to postpone until Wednesday next, at 12 o'clock, M.

The amendment was adopted.

The motion to postpone until Wednesday next, at 12 o'clock, M., prevailed by the following vote:

YEAS—Messrs. Barnes, Beeman, Davis, Etheridge, Forkner, Galloway, Harrington, Lassiter, Lindsay, Love, Martindale, Mclchor, Osborne, Robbins, Scott, Shoffner, Smith, Stephens, Welker, Winstead and Wilson—21.

NAVS—Messrs. Barrow, Beasley, Brogden, Burns, Blythe, Eaves, Hyman, Moore of Carteret, Richardson, Respass and White—11.

Senate bill to repeal chapter 54, laws 1866-'67, was read third time.

Mr. Welker moved to postpone indefinitely.

The motion was sustained by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Burns, Blythe, Davis, Eaves, Forkner, Harrington, Hyman, Lassiter, Lindsay, Long, Melchor, Moore of Carteret, Purdie, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—27.

NAYS—Messrs. Brogden, Love, Martindale, Osborne, White and Wilson—6.

Senate bill to amend an act in relation to punishments was read third time.

Mr. Barrow moved to lay the bill on the table.

Mr. Graham called for the yeas and nays.

The call was sustained.

The motion to table prevail by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Burns, Blythe, Eaves, Forkner, Hyman, Lassiter, Lindsay, Long, Melchor, Osborne, Respass, Robbins, Shoffner, Smith and Stephens—18.

Navs—Messrs. Barnes, Beeman, Brogden, Davis, Galloway, Graham, Harrington, Purdie, Welker, Winstead and Wilson—11.

Engrossed House bill to incorporate Carolina Lodge, No. 141, at Ansonville, in Anson County, passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Brogden, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Osborne, Purdie, Robbins, Shoffner, Smith, Stephens, White, Winstead and Wilson—27.

NAYS-Messrs. Bellamy, Burns and Respass-3.

Engrossed House bill to incorporate the Madren Mining Company was read third time.

Mr. Welker amended by striking out, in section 4, all after the word "same," in line 8.

On motion of Mr. Sweet, the bill was ordered to be printed and postponed until Monday next, at 12 o'clock, M.

Senate bill to incorporate the Woodlawn Cotton and Woolen

Manufacturing Company in the County of Gaston, was read third time.

Mr. Love moved to postpone until February 1st.

The vote stood, yeas 9, nays 12.

A quorum not voting, it was declared no vote.

On motion of Mr. Osborne, the bill was postponed until Thursday next.

Senate resolution to appoint a Committee to revise Senate Rules of Order was read.

Mr. Brogden moved to lay the resolution on the table.

Mr. Osborne called for the yeas and nays.

Agreed to.

The vote stood as follows:

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Eaves, Hyman, Long, Melchor, Purdie, Respass, Robbins, Shoffner, Smith, Stephens, Sweet and Welker—17.

NAVS—Messrs. Barrow, Beasley, Bellamy, Forkner, Galloway, Graham, Harrington, Lassiter, Lindsay, Love, Martindale, Moore of Carteret, Osborne, Richardson, White, Winstead and Wilson—17.

The President voting in the affirmative, the resolution was tabled.

A message was received from the House of Representatives, transmitting engrossed House bill to prevent the sale of property known as the homestead exemption.

Read first time and referred to the Judiciary Committee.

Senate bill authorizing the consolidation of the Charlotte and South Carolina Rail Road Company, and the Columbia and Augusta Rail Road Company, passed second reading.

Engrossed House bill to amend the charter of the Town of Elizabeth City and certain acts amendatory of the said charter, passed second reading.

Senate resolution appointing a Joint Committee to examine and ascertain the facts connected with the present system of management of the North Carolina Rail Road, was taken up.

Mr. Welker moved to postpone indefinitely.

Mr. Galloway called for the yeas and nays.

Agreed to.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Burns, Eaves, Forkner, Graham, Harrington, Hyman, Lindsay, Long, Melchor, Richardson, Respass, Robbins, Shoffner, Stephens and Welker—19.

Navs—Messrs. Barnes, Brogden, Blythe, Davis, Galloway, Lassiter, Love, Martindale, Moore of Carteret, Osborne, Pnrdie, Smith, Sweet, White, Winstead and Wilson—16.

Mr. Love moved to take up engrossed House resolution requiring a certain act from the Secretary of State.

Pending which motion, the Senate adjourned on motion of Mr. Moore, of Carteret, until to-morrow, 11 o'clock, A. M.

TUESDAY, JANUARY 19th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

On motion of Mr. Graham, the unfinished business was postponed until 12 o'clock, M.

Mr. Love presented a petition from the Commissioners of Jackson County,

Referred to the Committee on Finance.

Mr. Lassiter presented a memorial from Wm. F. Beasley, of Kentucky.

Referred to a Joint Committee to consist of two on the part of the Senate and three on the part of the House of Representatives.

The President announced Messrs, Lassiter and Osborne as the Senate branch of that Committee. Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on Senate bill to incorporate the N. C. Manufacturing Loan and Trust Company.

Mr. Lassiter, on the part of the Judiciary Committee, reported adversely on Senate bill empowering Deputy Clerks to aet as Probate Judges.

And favorably on Senate bill requiring contracts for the State to be advertised.

Mr. Osborne, on the part of the same Committee, reported favorably on engrossed House bill to protect cattle from distempers or other infectious diseases.

Mr. Brogden, on the part of the Committee on Propositions and Grievances, reported favorably on Senate bill to secure the tree exercise of the right of suffrage and to protect the freedmen at the ballot box.

Mr. Osborne, for the Judiciary Committee, reported the following bills with amendments:

Engrossed House bill to amend the Code of Civil Procedure.

Also, Senate bill for the better protection of infants in common.

Senate bill to amend an act to make bank bills a set off.

Engrossed House bill to amend title 20 of the Code of Civil Procedure and to ratify stays of execution granted by Justices of the Peace in certain cases.

Mr. Graham, on the part of the Judiciary Committee, reported adversely on engrossed House bill to amend section 473, chapter 10, Code of Civil Procedure entitled "Guardian and Ward."

And Senate resolution asking the opinion of the Supreme Court in certain eases, and asked to be discharged from the further consideration of the resolution.

The report was concurred in.

Mr. Barrow, on the part of the Judiciary Committee, reported favorably on Senate bill to amend an act concerning the Register of Deeds.

And Senate bill for the preservation of the public health,

Mr. Winstead, on the part of the Judiciary Committee, reported favorably on Senate bill to eede to the United States a certain tract of land in Wake County.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported favorably on engrossed House bill to authorize and empower R. W. Hardie, late Sheriff of Cumberland County, to collect arrears of taxes for the years 1866-'67.

Also, engrossed House bill to authorize the Sheriff of Columbus County to collect arrears of taxes.

A report was received from the Code Commissioners, transmitting the following bills, which were read first time and referred as stated:

Bill to amend title 21 of the Code of Civil Procedure.

Referred to the Judiciary Committee.

Bill relating to division fences.

Referred to Committee on Agriculture and Mining.

Mr. Osborne introduced a bill to establish a Board of Arbitrators for each County.

Read first time and referred to the Judiciary Committee.

Mr. Cook, a bill to amend the charter of the Western Rail Road Company and to build a branch Road to the town of Selma in Johnston County.

Read first time, ordered to be printed and referred to the Committee on Internal Improvements.

Mr. Galloway, a bill to incorporate the Wilmington Life Insurance Company. Read first time and referred to the Committee on Corporations.

Mr. Forkner gave notice of his intention to introduce a bill to provide for the practice of law in the Courts of North Carolina.

Mr. Beall, of a bill to amend the charter of the town of Lenoir.

Mr. Love introduced a bill to amend the charter of the Tennessee River Rail Road Company.

Read first time, ordered to be printed and referred to the Committee on Internal Improvements.

Mr. Jones, a bill to incorporate the North Carolina Purchase and Trust Association.

Read first time and referred to the Committee on Corporations.

Mr. Robbins moved a suspension of the rules to introduce a bill. Not agreed to.

⁶ Mr. Lindsay arose to a question of privilege, stating that J. H. Moore, mentioned in the "Sentinel" of this day's issue, was not the Moore of the firm of Moore & Cashwell, on whose claim the Committee had reported favorably.

The honr of the special order having arrived, the Senate took up Senate bill to provide for the settlement of the estates of deceased persons on third reading.

Mr. Forkner offered a bill prepared by the Code Commissioners as a substitute for the bill.

Mr. Osborne moved to postpone until Monday next.

Mr. Respass moved to postpone until to-morrow week.

The motion of Mr. Respass was put.

The vote stood, yeas 17, nays 17.

The President voting in the affirmative, the consideration of the bill was postponed.

The unfinished business was taken up, when, on motion of Mr. Love, the same was laid on the table.

Senate bill authorizing the consolidation of the Charlotte and South Carolina Rail Road Company and the Columbia & Augusta Rail Road Company passed third reading by the following vote:

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Cook, Etheridge, Galloway, Graham, Harrington, Hyman, Lindsay, Long, Love, Martindale, Melchor, Osborne, Purdic, Respass, Stephens, Welker, White, Wynne, Winstead and Wilson—25.

Nays—Messrs. Bellamy, Davis and Moore of Yancey—3.

Engrossed House bill to amend the charter of the town of Elizabeth City and certain acts amendatory thereto passed third reading by the following vote: YEAS—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cook, Davis, Etheridge, Graham, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Purdie, Respass, Smith, Stephens, Welker, White, Wynne, Winstead and Wilson—28.

NAYS-Messrs. Bellamy and Brogden-2.

Senate bill to require executors and administrators to discharge their duties was read third time and, on motion of Mr. Forkner, was laid on the table.

On motion of Mr. Cook, it was ordered that the Committee on Salaries and Fees be instructed to inquire into the expediency of so amending the laws of the State so as to remedy the defects as represented in a communication submitted from the Sheriff of the County of Johnston, and that they report by bill or otherwise.

Leave of absence was granted Mr. Osborne from to-morrow until Monday next.

Mr. Beall introduced a resolution in behalf of the Western North Carolina Rail Road Company.

Read first time and referred to the Committee on Finance.

Mr. Shoffner, a bill to establish the line between the Counties of Alamance and Chatham.

Read first time and referred to the Committee on Propositions and Grievances.

Engrossed House bill to renew the charter of the Richmond Manufacturing Company was read second time and postponed until February 1st.

Senate bill in relation to the Supreme Court was read second time and rejected.

Senate bill to prevent the felling of trees in the Catawba River and its tributaries passed second reading.

Also, engrossed House bill to prohibit hunting on the Sabbath.

A message was received from the House of Representatives, transmitting the following enrolled bills and resolutions, which were ratified by the President, viz: Bill to incorporate Dunn's Rock Lodge, No. 267, of A. Y. M. at Brevard in the County of Transylvania.

Resolution in relation to bills presented by the Code Commissioners.

Resolution in favor of W. H. White.

Bill to charter a ferry across Neuse River in the County of Craven.

Bill to amend an act concerning the government of Counties.

Resolution to provide an office for the Superintendent of Public Instruction.

Bill to incorporate Lebanon Lodge, No. 207, of A. Y. M. in the County of Columbus.

Resolution to provide an office for the State Auditor.

Senate bill to authorize persons to be represented in Magistrates' Courts was read second time.

Mr. Forkner moved to postpone the consideration of the bill until February 2d.

Mr. Galloway moved to lay the motion on the table.

A quorum not voting, it was declared no vote.

On motion of Mr. White, the Senate adjourned until to-morrow, 11 o'clock, A. M.

WEDNESDAY, January 20th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Mason appeared on the floor of the Senate and took his seat.

Leave of absence was granted Mr. Respass for one week.

Mr. Osborne was excused from acting on the Joint Committee, to whom was referred the memorial of Wm. F. Beasley, of Kentucky.

Mr. Beall was placed on that Committee in his stead.

The unfinished business, being the motion of Mr. Galloway to table the motion of Mr. Forkner, which motion was to postpone the consideration of Senate bill to authorize persons to be represented in Magistrates' Courts until February 2d.

A demand for the yeas and nays was not agreed to.

The motion to table did not prevail.

Mr. Forkner withdrew his motion to postpone and introduced a substitute.

Mr. Rich amended the substitute by inserting in section 2 after the word "County" the words "for the benefit of the State."

Mr. Hayes moved to amend by inserting the words "Supreme Court Library" before the word "State."

Not agreed to.

Mr. Colgrove amended by striking out "State" and inserting "County."

Mr. Moore, of Carteret, moved to strike out twenty dollars and insert fifty dollars.

The question was divided.

The motion to strike out did not prevail.

The substitute, as amended, was adopted by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eaves, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Smith, Stephens and White—25.

Navs—Messrs. Barnes, Beall, Beeman, Blythe, Etheridge, Graham, Lindsay, Osborne, Purdie, Robbins, Shoffner, Wynne, Winstead and Wilson—14.

Mr. Moore, on the part of the Committee on Corporations, reported favorably on Senate bill to incorporate Richland

Lodge, No. 204, Free and Accepted Masons in the Town of Thomasville, Davidson County.

A message was received from the House of Representatives, transmitting engrossed House bill to incorporate the Swift Island Manufacturing Company in the County of Montgomery.

Read first time and referred to the Committee on Corporations.

The House of Representatives concurred in Senate amendments to engrossed House bill concerning W. D. Justice, former Sheriff of Henderson County.

Also, Senate resolution in favor of the Sheriff of Brunswick County.

The President ratified the following enrolled bills and resolutions:

Bill for the relief of the Sheriffs of the Counties of Pasquotank and New Hanover.

Resolution in favor of Jesse R. Weaver, late County Court Clerk in and for the County of Buneombe.

Resolution to annul portion of a joint resolution in regard to rooms in the Capitol building, ratified August 11th, 1868.

Resclution for the relief of the Sheriff of Beaufort County.

Resolution instructing the Select Senate Penitentiary Committee.

Resolution instructing the Judiciary Committee.

Mr. Shoffuer gave notice of his intention to introduce a bill to protect Constables from unjust liability on their bonds.

Mr. Cook, of a bill to incorporate the Lockville Manufacturing Company.

The following bills were introduced, read first time and were disposed of as stated:

By Mr. Rieh, a bill anthorizing Pitt County to raise a special tax for certain purposes.

Referred to the Committee on Finance.

By Mr. Blythe, a bill in regard to witnesses in civil actions.

Referred to the Judiciary Committee.

Also, a bill to amend the charter of the Buneombe Turupike Company.

Refered to the Committee on Corporations.

By Mr. Galloway, a bill to amend an act to incorporate the Town of Lillington, in New Hanover County.

Referred to the Committee on Corporations.

By Mr. Beall, a bill to amend the charter of the Town of Lenoir, in Caldwell County.

Referred to the Committee on Corporations.

Also, a bill to incorporate the Yellow Mountain Bridge Company.

Referred to the Committee on Corporations.

The report of the Committee on Privileges and Elections, in the ease of Mr. Purdie of the 14th Senatorial District, being the Special Order of the day, was then taken up.

Mr. Moore, of Carteret, offered a resolution declaring the seat of Mr. Purdie vacant,

After some discussion, Mr. Mocre, of Carteret, moved the previous question.

The motion was sustained.

The yeas and nays were granted on the adoption of the resolution.

The resolution was adopted by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Moore of Yancey, Smith and Stephens—22.

Navs—Messrs. Barnes, Beall, Graham, Lindsay, Love, Mason, Melchor, Osborne, Rich, Robbins, Welker, Wynne, Winstead and Wilson—14.

Mr. Richardson was excused from voting.

Mr. Winstead moved to reconsider the vote, by which the consideration of Senate bill to provide for the settlement of

the estates of deceased persons was postponed until Wednesday next.

Pending which, the Senate adjourned until to-morrow at 11 o'clock, A. M.

THURSDAY, JANUARY 21st, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

The motion of Mr. Winstead to reconsider the vote, by which the Senate postponed the consideration of Senate bill to provide for the settlement of the estates of deceased persons, prevailed.

The substitute for the bill was taken up and read by sections.

Mr. Love moved to amend chapter 1, section 4, by striking out "two" and inserting "one."

The amendment did not prevail.

Mr. Osborne moved to amend chapter 2, section 9, by striking out all after the word "same," line 8, and insert as follows, viz:

"The Judges of the Probate shall have power to vacate the office of administrator or executor, and such administrator and executor shall be subject to prosecution as for a misdemeanor, and fined and imprisoned at the discretion of the Court."

Mr. Martindale moved the following as a substitute for the amendment, viz:

"Certify his failure to the Judge of the Superior Court of the district, who shall compel said executor, administrator or collector to return his inventory within ten days, under the pains and penalties of a contempt."

The substitute was rejected.

On the adoption of the amendment offered by Mr. Osborne, the yeas and nays were agreed to.

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Eaves, Graham, Harrington, Jones of Wake, Lindsay, Long, Love, Mason, Melchor, Osborne, Riehardson, Robbins, Shoffner, Smith, Sweet, Welker, White, Wynne, Winstead and Wilson—23.

Navs—Messrs. Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Forkner, Galloway, Hayes, Hyman, Lassiter, Martindale, Moore of Carteret and Stephens—18.

Mr. Osborne also amended the section, line 4, after the word "inventory" insert "within the time specified in the order, shall not be less than twenty days."

Mr. Forkner moved to amend section 11 by inserting the words "trustor or" after the word "any."

Mr. Brogden moved to amend the amendment by striking out the words "cestui que trust," and inserting "persons interested in any trust estate shall."

The amendment was adopted.

The amendment as amended was adopted.

Mr. Barrow amended section 16 by inserting in line 2, after the word "order," the words "except as is hereinafter provided."

Mr. Love moved to amend section 16 by striking out all after the word "order," line 2, and inserting as follows, viz:

"As soon after his qualification as practicable, to sell publicly and on a credit for six months, after twenty days' notifi-

cation posted at the Court House and four other public places in the County, all the personal estate of his decedent."

The amendment was rejected.

Mr. Graham moved to amend section 18 by adding to the section as follows, viz:

"In lieu of advertisement at four other public places, an insertion of such notice once a week for three weeks in some newspaper published in said County will suffice."

Mr. Brogden offered the following proviso:

"Provided, That the executor or administrator shall not be required to publish the notice in a newspaper where the personal property shall not exceed five hundred dollars."

On the adoption of this proviso, Mr. Osborne called for the yeas and nays.

The call was not sustained.

The question was put, and the vote stood, yeas 15, nays 15.

The President voting in the negative, the amendment was lost.

Mr. Colgrove moved to amend the amendment of Mr. Graham, by inserting after the word "County" the words "or an adjoining County."

The amendment was rejected.

The amendment, as amended, was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Cook, Graham, Harrington, Osborne, Robbins, Sweet, Wynne and Winstead—11.

Navs—Mcssrs. Barrow, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Forkner, Galloway, Hayes, Hyman, Long, Love, Mason, Melchor, Rich, Richardson, Shoffner, Smith, Stephens, Welker and White—23.

Mr. Barrow amended by inserting the following as a new section, to be called section 18a, viz:

"Sec. 18a. To sell for cash.

To sell for eash, administrators, executors and collectors must obtain an order from the Probate Court for reasons to be filed in the office of the Court. When any person, interested either as creditor or legatee on the day of sale, objects to the completion of such cash sale on account of the insufficiency of the amount bid, before passing title to property so disposed of, the Court of Probate, at its discretion, shall confirm the same."

Mr. Barrow also amended section 18, line 3, by inserting the words "or for cash" after the words "months."

Mr. Barrow moved to postpone the further consideration of the bill until to-morrow, at 11 o'clock, A. M.

Mr. Love moved to amend by postponing until 8 o'clock this P. M.

The motion of Mr. Love was rejected.

The motion of Mr. Barrow prevailed.

Mr. Welker presented a memorial and resolution from the Committee on Education.

Read first time and placed on the ealendar.

Mr. Osborne, on the part of the Committee on Judiciary, reported favorably on Senate bill to transfer cases from the docket of the late Criminal Court in Craven County to the Superior Court of the same.

Also, Senate resolution in favor of Tod R. Caldwell, H. B. Hardy and Bridges Arendell.

Mr. Robbins, on the part of the Committee on Finance, reported back and submitted with reasons to the judgment of the Senate, Senate bill authorizing Pitt County to raise a special tax for certain purposes.

On motion of Mr. Rich, the rules were suspended and the bill passed second reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Osborne, Rich, Richardson, Robbins, Smith, Stephens, Sweet, Welker, White and Winstead—35.

NAYS-None.

On motion of Mr. Cook, the bill was made a Special Order for to-morrow at 11½ o'clock, A. M.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported favorably on engrossed House bill for the relief of F. M. Pittman, of the County of Lenoir, for over assessment of taxes for the year 1868.

Also, engrossed House bill for the relief of Wm. H. Gentry, Sheriff of Stokes County.

A message was received from the House of Representatives, transmitting the following engrossed House bills and resolutions, which were read first time and disposed of asstated:

Bill to amend the charter of the Union Manufacturing Company in the Town of Fayetteville.

Referred to the Committee on Corporations.

Bill in relation to a plank road.

Referred to the Committee on Townships.

Resolution asking information from the Supreme Court.

Placed on the calendar.

Bill for the better protection of certain debtors.

Referred to the Judieiary Committee.

Resolution for the arrest of William A. Mann.

Placed on the calendar.

Resolution in relation to the Public Treasurer.

On motion of Mr. Sweet, the rules were suspended and the resolution placed on its passage.

Mr. Love moved to amend by inserting after the word "expenses" the following words, viz: "except for Penitentiary or stockade purposes."

Mr. Love moved to postpone the further consideration of the resolution until to-morrow.

Leave of absence was granted Mr. Barnes until Tuesday next.

On motion, the Senate adjourned until to-morrow, 10 o'clock, A. M.

FRIDAY, JANUARY 22d, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Thursday was read and approved.

On motion of Mr. Barrow, the unfinished business wast postponed a half hour.

A message was received from the Code Commissioners, transmitting the following bills, which were referred to the Judiciary Committee:

A bill in relation to special procedure in cases of mills.

A bill to provide a proceeding in cases of bastardy.

A bill to regulate proceedings in the legitimation of bastard children.

Mr. Welker gave notice of his intention to introduce a bill to charter a Rail Road from Greensboro, North Carolina, to Cheraw, South Carolina.

Also, a bill in relation to juries.

Mr. Davis introduced a bill to remove all obstructions in the rivers Pedee, Yadkin and Uharrie for the free passage of shad and other fish.

Read first time and referred to the Special Committee on Fisheries.

Senate bill to allow citizens of North Carolina to practice law in the Courts of the State, passed the third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Brogden, Burns, Blythe, Davis, Eaves, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Long, Martindale, Melchor, Moore of Yancey, Rich, Richardson, Scott, Smith, Stephens, Welker, White and Winstead—25.

Navs—Messrs. Beeman, Etheridge, Galloway, Graham, Lindsay, Mason, Moore of Carteret and Wynne—8.

Senate bill to prevent the felling of trees in the Catawba River and its tributaries was read the third time.

Mr. Barrow amended by inserting after the word "mark," line 5, the following words, viz: "and suffer the same to remain for the space of twenty-four hours."

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Davis, Eaves, Etheridge, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Rich, Richardson, Scott, Smith, Stephens, Welker, White and Wynne—32.

NAYS-None.

Engrossed House bill to prohibit hunting on the Sabbath passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Davis, Eaves, Etheridge, Forkner, Graham, Haycs, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Mason, Moore of Carteret, Moore of Yancey, Richardson, Smith, Stephens, Sweet, Welker, White and Wynne—28.

NAYS-Messrs. Galloway, Martindale and Rich-3.

On motion of Mr. Hayes, the report of the Committee on Privileges and Elections in the case of John A. Oates, Senator elect from the 16th Senatorial District, was taken up.

Mr. Moore, of Carteret, offered a resolution declaring his seat vacant.

After some discussion, Mr. Moore moved the previous question.

The motion prevailed and the resolution was adopted by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Martindale, Moore of Carteret, Moore of Yancey, Riehardson, Shoffner, Smith, Stephens, Welker and White—27.

NAYS—Messrs. Beall, Graham, Lindsay, Love, Melchor, Scott and Wilson—7.

Mr. Harrington was excused from voting.

Leave of absence was granted Mr. Hyman until Monday next.

The unfinished business, being the amendment offered by Mr. Love to engrossed House resolution in regard to the Public Treasurer, was now taken up.

Mr. Love offered the following amendment as a substitute for one offered yesterday, as follows. Add to the resolution the following proviso:

Provided, No part of the said funds shall be paid to Wm. H. Thompson, Superintendent of the Penitentiary, or to any agent or upon any order of his to be used for Penitentiary purposes, and especially in payment for work done or to be done in the erection of a stockade.

On the adoption of the substitute, the yeas and nays were called.

The substitute was adopted by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Etheridge, Graham, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Scott, Welker, White, Wynne, Winstead and Wilson—23.

NAYS—Messrs. Colgrove, Cook, Eaves, Galloway, Hayes, Hyman, Mason, Martindale, Moore of Carteret, Rieh, Riehardson, Smith and Stephens—13.

Mr. Moore, of Carteret, moved to postpone the subject under consideration for an indefinite period.

On this motion, Mr. Hayes demanded the yeas and nays.

The vote stood:

YEAS—Messrs. Barrow, Beall, Bellamy, Cook, Eaves, Galloway, Graham, Hyman, Lassiter, Lindsay, Long, Martindale, Moore of Carteret, Richardson, Scott, Shoffner, Stephens and Welker—18.

NAYS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Etheridge, Hayes, Harrington, Jones of Wake, Love, Mason, Melchor, Rich, Smith, White, Wynne, Winstead and Wilson—18.

The President voting in the negative, the motion did not prevail.

Mr. White called for the yeas and nays on the adoption of the resolution as amended.

Agreed to.

The resolution was rejected by the following vote:

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Etheridge, Harrington, Jones of Wake, Lassiter, Love, Mason, Melchor, Rich, Robbins, Smith, White, Wynne, Winstead and Wilson—19.

NAYS—Messrs. Barrow, Beall, Bellamy, Cook, Eaves, Forkner, Galloway, Graham, Hayes, Hyman, Lindsay, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Scott, Shoffner, Stephens and Welker—20.

Senate bill to provide for the settlement of the estates of deceased persons, being the Special Order for the day, was now taken up.

Mr. Barrow offered the following as a new section:

SEC. 18b. Every executor, administrator and collector, at any time after 12 months from the grant of letters, shall be authorized to sell at public auction, in the manner prescribed in this chapter, all bills, bonds, notes, accounts, or other evidences of debt belonging to the decedent, which he has been unable

to eolleet, or which may be deemed insolvent. Before offering such evidences of debt at public sale, he shall file with the Judge of Probate a descriptive list thereof and obtain an order of sale therefor from the Court of Probate to which he shall make return of the proceeds of such sale as in other cases of assets.

Mr. Winstead amended by striking out "12 months" and inserting "24 months."

The section, as amended, was adopted.

Mr. Love moved to strike out all after the word "order" in line 2, and all of section 23, and insert the following:

"After payment of tuneral expenses and all other charges having priority by law, all the debts of deceased persons shall be paid *pro rata*."

On motion of Mr. Barrow, the motion was divided.

The motion to strike out was put and lost.

Mr. Brogden moved to make the 2d class the 1st class, and the 1st class the 2d class.

On the adoption of this amendment, the yeas and nays were ealled.

The amendment did not prevail by the following vote:

YEAS—Messrs. Beall, Brogden, Colgrove, Harrington, Jones of Wake, Lassiter, Love, Melchor, Shoffner, Smith and White—11.

Navs—Messrs. Barrow, Beasley, Beeman, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Graham, Hayes, Hyman, Lindsay, Long, Mason, Moore of Carteret, Osborne, Rieh, Richardson, Seott, Stephens, Welker, Wyune and Winstead—26.

Mr. Long amended by adding to the 6th elass, after the word "employment," as follows, viz:

"And such sums, bills and accounts as may be due to phy-

sicians for medical services within twelve months preceding the decease."

Mr. Smith moved to amend by inserting in 7th class the word "just" before the "demand."

Not agreed to.

Mr. Graham amended section 27 by striking out "12 months" and inserting "2 years."

Mr. Osborne amended by striking out "10" and inserting "20."

Mr. Love moved to strike out all after the word "granted," in 4th line, section 28.

The motion did not prevail.

Mr. Graham amended by striking out the words " or in an adjoining County."

Mr. Welker moved to strike out "eight" and insert "four."

Mr. Graham moved to amend the amendment by striking out "four" and inserting "six."

The amendment to the amendment was adopted.

The amendment, as amended, was adopted.

Mr. Love amended section 29 by striking out "eight" and inserting "six."

Mr. Beall moved to amend section 30 by striking out "twelve" and inserting "twenty-four."

Mr. Love amended the amendment by striking out "twenty-four" and inserting "three."

Mr. Osborne moved to strike out "three" and insert "six." Rejected.

Mr. Graham moved to strike out "twelve."

The motion did not prevail.

On motion of Mr. Lindsay, the vote was reconsidered by which the Senatc retused to strike out.

On motion of Mr. Barrow, the vote was reconsidered by which the Senate refused to insert "six."

A motion of Mr. Love to strike out "six" and insert "two" was rejected.

A motion to strike out "twelve" and insert "six" prevailed.

Mr. Welker amended section 35 by striking out "twelve" and inserting "twenty-fonr."

Mr. Hayes moved to strike out the words "ad litem" in section 43.

A quorum not voting, it was declared no vote.

On motion of Mr. Martindale, the further consideration of the bill was postponed until to-morrow, at 11 o'clock, A. M.

The President ratified Senate resolution declaring the seat of Mr. Purdie, Senator elect from the 14th District, vacant, and notified his Excellency, the Governor, of the vacancy.

On motion of Mr. Moore, of Carteret, the vote by which the Senate rejected engrossed House resolution in regard to the Public Treasurer, was reconsidered.

Mr. Etheridge moved a reconsideration of the vote by which the Senate adopted the proviso offered by Mr. Love.

Mr. Shoffner moved to lay that motion on the table, and demanded the yeas and nays.

The demand was sustained.

The motion was rejected by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Eaves, Galloway, Graham, Harrington, Hyman, Lassiter, Lindsay, Long, Melchor, Moore of Carteret, Scott, Shoffner, Welker and Winstead—17.

NAYS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Hayes, Jones of Wake, Love, Mason, Martindale, Osborne, Rich, Richardson, Robbins, Smith, Stephens, Sweet, White, Wynne and Wilson—24.

Mr. Cook moved the previous question on the motion to reconsider.

Agreed to.

Mr. Welker called for the yeas and nays on the motion to reconsider.

The call was sustained.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Hayes, Jones of Wake, Mason, Martindale, Moore of Carteret, Rich, Richardson, Robbins, Scott, Smith, Stephens, Sweet and Wynne—21.

NAYS—Messrs. Barrow, Beall, Bellamy, Brogden, Eaves, Galloway, Graham, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Shoffner, Welker, White, Winstead and Wilson—20.

Mr. Etheridge offered the following substitute for the proviso:

"Provided, That the Treasurer be instructed to pay no money out of the Treasury, except to members and officers of the Legislature and the heads of the different departments upon their salary or per diem."

Mr. Cook moved the previous question on the substitute.

Mr. Shoffner asked for the yeas and nays on the motion for the previous question.

Agreed to.

The call for the previous question did not prevail by the following vote:

YEAS—Messrs. Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Hayes, Hyman, Jones of Wake, Mason, Martindale, Moore of Carteret, Rich, Richardson, Stephens, Sweet and Wynne—18.

Navs—Messrs. Barrow, Beall, Bellamy, Brogden, Burns, Galloway, Graham, Harrington, Lindsay, Long, Love, Melchor, Osborne, Scott, Shoffner, Smith, Welker, White, Winstead and Wilson—20.

The substitute was then adopted.

The resolution, as amended, was not adopted by the following vote:

YEAS—Messrs. Beasley, Brogden, Blythe, Colgrove, Cook, Davis, Etheridge, Harrington, Lassiter, Love, Mason, Melchor,

Osborne, Rich, Robbins, Scott, Smith, Sweet, Wynne and Wilson—20.

NAYS—Messrs. Barrow, Beall, Beeman, Bellamy, Burns, Eaves, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lindsay, Long, Martindale, Moore of Carteret, Riehardson, Shoffner, Stephens, Welker, White and Winstead—21.

When, on motion of Mr. Welker, the Senate adjourned until to-morrow, at 10 o'clock, A. M.

SATURDAY, JANUARY 23d, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Lindsay arose to a question of privilege in relation to the Senate supply of stationery.

On motion, a Committee of three eonsisting of Messrs. Lindsay, Beall and Sweet were appointed to inquire into the matter and report to the Senate.

Mr. Sweet was excused from acting on the Committee and Mr. Barrow substituted in his stead.

Mr. Beall asked to be excused from serving on the Committee.

Not agreed to.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on engrossed House resolution in favor of A. J. Murray, Sheriff of the County of Haywood.

Mr. Robbins, for the Committee on Corporations, reported back to the Senate with amendments, Senate bill to amend the charter of the Town of Lenoir, Caldwell County.

A motion by Mr. Scott, to suspend the rules to put this bill on its passage, did not prevail.

Mr. Graham gave notice of his intention to introduce a resolution to amend Rule 2 of the Rules of Order of the Senate.

Mr. Lassiter, of a bill to amend the criminal laws, so as to increase the punishment for burning barns, gin houses and other buildings.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on Senate bill to amend an aet to incorporate the Town of Lillington, in the County of New Hanover.

The following bills were introduced:

By Mr. Robbins, a bill to postpone the time for levying taxes for the year 1869.

Passed first reading.

A motion to suspend the rules to put the bill on its passage did not prevail, when the bill was referred to the Committee on Propositions and Grievanees.

By Mr. Shoffner, a bill to protect Constables from unjust liability on their bonds for State claims.

Read first time and referred to the Judiciary Committee.

By Mr. Welker, a bill in relation to juries.

Read first time and referred to the Judiciary Committee.

On motion of Mr. Harrington, the rules were suspended and engrossed House bill to authorize and empower R. W. Hardie, late Sheriff of Cumberland County, to collect arrears of taxes for the years 1866-'67, was taken up and passed second reading.

The bill was read third time.

Mr. Osborne moved to amend by striking out 1866.

The motion did not prevail.

Mr. Martindale moved to amend by inserting J. M. Bateman, Sheriff of Washington; R. B. Salsberry, Sheriff of Martin, and R. J. Hassell, Sheriff of Tyrrell County.

The amendment did not prevail.

The hour of the Special Order having arrived, the same, on motion of Mr. Love, was postponed 15 minutes.

Mr. Love moved to amend the bill so as to extend the authority to all the Sheriffs of the State.

Mr. Moore, of Carteret, moved the previous question.

The motion was sustained.

The amendment of Mr. Love was rejected, and the bill passed third reading by the following vote:

YEAS—Messrs. Beall, Brogden, Burns, Blythe, Davis, Eaves, Galloway, Harrington, Jones of Wake, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Smith, Stephens, Sweet, Welker, White and Wynne—23.

Nays—Messrs. Beeman, Bellamy, Cook, Graham, Hayes Osborne, Winstead and Wilson—8.

The Special Order, being the consideration of a substitute offered for Senate bill relative to the settlement of the estates of deceased persons on third reading, the same was taken up.

On motion of Mr. Graham, the vote by which "twelve months" was stricken out of section 27 and "two years" inserted, was reconsidered.

The question occurring on the motion to strike out "twelve months" and insert "two years," the same was rejected.

On motion of Mr. Love, the vote by which "twelve months" was stricken out of section 35 and "twenty-four months" inserted, was reconsidered.

The question occurring on the motion to strike out "twelve" and insert "twenty-four," the same was rejected.

Mr. Welker offered the following substitute for section 55, which was adopted, viz:

"Every illegitimate child of the mother dying intestate, or the issue of any such illegitimate child deceased, shall be considered among her next of kin, and, as such, shall be entitled to a share of her personal estate as prescribed in section 57."

Mr. Shoffner moved to strike out the words "or private" in section 73.

The motion did not prevail.

'On motion of Mr. Martindale, the further eonsideration of the bill was postponed until Monday next at 11 o'clock.

Senate bill authorizing Pitt Connty to raise a special tax for eartain purposes was taken up, read third time and temporarily laid over.

Mr. Blythe introduced a resolution to print the laws and Constitution for the use of officers of the State.

Laid over under the rule.

Mr. Barrow ealled up engrossed House resolution asking information of the Supreme Court.

The resolution was adopted.

Senate bill to alter the time of the election for municipal officers in the City of Raleigh, was read second time and tabled.

Senate resolution in favor of Wm. G. Hix, late Sheriff of Wilkes County, was read second time.

Mr. Hayes moved to amend by adding the following provision:

"Provided, That the authority, by this bill granted, shall not extend to executors, administrators, nor to any person who will voluntarily swear before any Justice of the Peace for said County that he, or she, verily believes that the arrears of taxes claimed from him or her have been paid."

The amendment was adopted.

As amended, the bill passed second reading.

Senate bill to incorporate Gaston Lodge, No. 263, Free and Accepted Masons passed second reading.

Senate bill to extend the powers of County Commissioners for a special purpose, with a substitute offered for the same by the Judiciary Committee, was taken up.

Mr. Moore, of Carteret, moved to amend the substitute by excepting the County of Carteret.

Mr. Welker, by excepting the County of Guilford.

Mr. Davis, by excepting the County of Montgomery.

Mr. Stephens, by excepting the County of Caswell.

Mr. Smith, by excepting the Counties of Ashe, Alleghany and Wilkes.

Mr. Blythe, by excepting the County of Henderson.

Mr. Mason, by excepting the Counties of Gaston, Lincoln and Catawba.

Mr. Lindsay, by excepting the County of Rockingham.

On motion, the further consideration of the bill was postponed.

Senate bill authorizing Pitt County to levy a special tax for eertain purposes was read third time.

Mr. Graham moved to amend by adding the following proviso:

"Provided, Said tax should not be levied unless approved by a majority of the votes east upon this question at an election to be held under the direction of the County Commissioners at such time as they may appoint."

Mr. Graham asked for the yeas and nays on the adoption of the amendment.

Not agreed to.

The amendment was rejected.

The bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eaves, Etheridge, Galloway, Hayes, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Rich, Robbins, Smith, Stephens, Sweet, Winstead and Wilson—27.

Nays—Messrs. Beall, Cook, Graham and Osborne—4.

The following bills passed second reading:

Engrossed House bill to enable the County Commissioners of New Hanover County the better to earry out the provisions of section thirteen, article seven of the Constitution of the State.

Engrossed House bill to authorize A. B. Jones, former tax collector of Buncombe County, to collect the arrears of taxes for the years 1866-'67.

Engressed House bill to incorporate the Pitt County Female Institute.

Senate bill to amend the charter of the Fayetteville and Florence Rail Road Company was read second time and recommitted to the Committee on Internal Improvements.

Mr. Osborne asked leave to introduce a bill.

Not agreed to, when he gave notice of his intention to introduce a bill to allow causes to be reheard in certain cases.

Mr. Sweet, on the part of the Joint Select Committee on Bribery and Corruption, presented a majority and minority report, which were read at length.

Mr. Rich offered a resolution exonerating Mr. Robbins from intentional wrong.

On motion of Mr. Moore, of Carteret, the consideration of the reports and the resolution was postponed until Wednesday next at 11 o'clock, A. M.

On motion of Mr. Barrow, the Senate adjourned until Monday at 10 o'clock, A. M.

MONDAY, JANUARY 25th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Etheridge, on the part of the Special Committee on Fisheries, reported back, with amendments, Senate bill to remove all obstructions in the rivers Pedee, Yadkin and Uharrie for the free passage of shad and other fish.

A report was received from the Code Commissioners, trans-

mitting the following bills, which were read first time and referred to the Judiciary Committee, viz:

A bill to add another section, to be marked, section 460a to chapter 7, Title XIX of the Code of Civil Procedure.

A bill to provide a trial jury for the second week of the term of the Superior Court.

A message was received from the House of Representatives, transmitting engrossed House resolution in favor of H. Morrison, of the County of Jackson, and R. R. McCall, of the County of Caldwell.

Read first time and referred to the Committee on Propositions and Grievances.

Also, engrossed House resolution inviting immigration, which was adopted.

By leave, Mr. Barrow introduced a bill to incorporate the Union Land Company.

Passed first reading.

The rules were suspended.

The bill was read second time.

Mr. Barrow moved to amend by adding a new section as follows;

SEC. 5. This act shall be in force from the date of its ratification.

The amendment was adopted.

Mr. Welker moved to amend by adding to section one:

Provided, That the personal property of the stockholders of said Company shall be held liable for the debts of the Company.

The amendment was adopted.

Mr. Rich moved to amend, by striking out "for other purposes," in section one.

The amendment was adopted.

Mr. Love moved a reconsideration of the vote by which the rules were suspended.

Lost.

The bill, as amended, passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Colgrove, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Rich, Richardson, Shoffner, Smith, Stephens, Welker and Wynne—32.

NAYS—Messrs. Bellamy, Burns, Harrington, Love and Wilson—5.

Mr. Davis moved to print.

On motion of Mr. Moore, of Carteret, the motion to print was laid on the table.

Mr. Osborne introduced a bill to allow causes to be reheard in certain cases.

Read first time and referred to the Judiciary Committee.

On motion of Mr. Etheridge, the rules were suspended and Senate bill to incorporate the North Carolina Manufacturing, Loan and Trust Company was taken up.

Mr. White moved to amend by striking out Geo. W. Brooks and inserting R. F. Overman.

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Brogden, Blythe, Eaves, Etheridge, Eppes, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Shoftner, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—31.

NAYS-Messrs. Bellamy and Burns-2.

On motion of Mr. Sweet, the rules were suspended and

Senate Bill to eede to the United States a certain tract of land in Wake County passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Eaves, Etheridge, Eppes, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Robbins, Shoffiner, Smith, Stephens, Sweet, Welker, Wynne, Winstead and Wilson—35.

NAYS-None.

The Special Order being the consideration of a substitute for a bill relative to the settlement of the estates of deceased persons, on third reading, was taken up.

Mr. Graham moved to amend section 74, by striking out "ten," in line 13, and inserting "five;" also, striking out "seven," in line 2, and insert "three."

The amendment was adopted.

On motion of Mr. Barrow, the vote was reconsidered and the question divided.

The question was to strike out "seven" and insert "three."

Mr. Welker moved to amend the amendment by inserting
"five."

The amendment was adopted.

The amendment, as amended, was adopted.

The motion to strike out "ten" and insert "five" was lost.

Mr. Lassiter moved to strike out "ten" and insert "seven." On motion of Mr. Barrow, the question was divided.

The motion to strike out was put and lost.

Mr. Blythe moved to strike out "real," in section 75, line 1. Rejected.

Mr. Osborne offered the following as a new section, to be called:

"Sec. 77a. That any executor or administrator against whom any action is pending in any of the Courts of this State

and who has heretofore entered pleas in such actions may hereafter, as matter of right and without amend, strike out or change such pleas at his discretion, and the actions in which such pleas may be so amended, stricken out or changed, shall be tried upon the new pleas as though they were for the first time entered."

The section was adopted.

Mr. Blythe offered the following as a new section to follow the 112th section:

"That executors and administrators, heretofore appointed, shall have two years from the ratification of this act to comply with the provisions of this act."

The section was rejected.

The entire substitute for the main bill was adopted.

The bill, as amended, passed the third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Davis, Eaves, Eppes, Forkner, Galloway, Jones of Wake. Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Rich, Robbins, Smith, Stephens, Welker, White, Winstead and Wilson—30.

NAYS—Messrs. Blythe, Graham, Love, Richardson and Wynne—5.

Leave of absence was granted to Mr. Galloway, from tomorrow until February first.

To Mr. Rich, from to-morrow until February fifth.

Mr. Lassiter arose to a queston of privilege refuting certain charges against him contained in the "Sentinel" of January 9th and this day's issue.

House bill to incorporate the Madren Mining Company passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Brogden, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Rich, Richardson, Robbins, Shoffner, Smith, Stephens, Sweet, White, Wynne, Winstead and Wilson—30.

NAYS-Messrs. Bellamy, Burns, Hayes and Welker-4.

On motion of Mr. Welker, the rules were suspended, and Senate bill requiring contracts for the State to be advertised passed its second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Osborne, Shoffner, Smith, Stephens, Sweet, Welker, Wynne, Winstead and Wilson—35.

NAYS-None.

A report was received from the Code Commissioners in regard to laying off the homestead and personal property exemption.

Read first time and referred to the Judieiary Committee, and made a Special Order for Thursday at 12 M.

Engrossed House bill to amend an aet to incorporate the Pitt County Female Institute passed third reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Brogden, Burns, Colgrove, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Rich, Shoffner, Smith, Stephens and Wilson—28.

NAY-Mr. Welker-1.

Engrossed House bill to enable the County Commissioners of New Hannover County the better to earry out the provisions of section 13, Article VII of the Constitution of the State, passed its third reading by the following vote:

Yeas—Messrs Beasley, Beeman, Bellamy, Brogden, Bnrns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Fork-

ner, Galloway, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Robbins, Shoffner, Smith, Stephens and Wynne—29.

NAYS-Messrs. Graham, Moore of Yancey, Osborne, Welker and Wilson-5.

Senate resolution for the relief of Wm. G. Hix passed third reading by the following vote:

YEAS—Messrs, Barrow, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Rich, Richardson, Shoffner, Smith, Stephens, White and Wynne—27.

NAYS—Messrs. Beeman, Graham, Osborne, Welker and Wilson—5.

Engrossed House bill to authorize A. B. Jones, former tax collector of Buncombe County, to collect arrears of taxes for the years 1866-'67 passed its third reading by the following vote:

YEAS—Messrs. Beasley, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Etheridge, Galloway, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Rich, Robbins, Shoffner, Smith, Stephens, White and Wynne—27.

Nays-Messrs. Osborne, Welker and Wilson-3.

A bill to incorporate Gaston Lodge, No. 253, Free and Accepted Masons, passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Galloway, Graham, Harrington, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Rich, Richardson, Robbins, Shoffner, Smith, Stephens, Welker, White, Wynne and Wilson—30.

NAYS-None.

Mr. Love gave notice of his intention to introduce a bill to incorporate the Holly Springs High School in Macon County.

On motion of Mr. Rich, the vote by which the Senate post-

poned the report of the Committee on Investigation, and a resolution introduced by himself until Wednesday next, was reconsidered.

Mr. Etheridge presented a joint resolution recommitting the report of the Committee, with instruction to report all the evidence in the ease.

After considerable discussion, Mr. Barrow moved the previous question on the adoption of the resolution.

The motion was sustained.

Mr. Cook demanded the yeas and nays.

Agreed to.

The resolution was adopted by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Galloway, Harrington, Jones of Wake, Legg, Long, Love, Melchor, Moore of Carteret, Moore of Yaneey, Smith, Welker, Wynne and Winstead—24.

Nays--Messrs. Beeman, Colgrove, Graham, Hayes, Lassiter, Lindsay, Mason, Martindale, Osborne, Rich, Richardson, Shoffner, White and Wilson--14.

Messrs. Stephens, Sweet and Forkner were excused from voting.

Mr. Cook moved a reconsideration of the vote.

On motion of Mr. Love, the Senate adjourned until to-morrow at 10 o'clock, A. M.

TUESDAY, JANUARY 26th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

The unfinished business being the motion by Mr. Cook to

reconsider the vote by which the Senate adopted the joint resolution recommitting to the Committee on Investigation their report, for a full statement of the evidence in the case, Mr. Barrow moved to lay the motion on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Blythe, Eaves, Etheridge, Eppes, Hyman, Legg, Moore of Yaneey, Welker and Wynne—10.

Navs—Messrs. Beasley, Beeman, Burns, Colgrove, Cook, Davis, Galloway, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Martindale, Melchor, Moore of Carteret, Rieh, Shoffner, White and Wilson—20.

The motion to reconsider prevailed.

The question recurring on the resolution to recommit, the same was rejected.

Mr. Rich withdrew the resolution offered by himself, when, On motion of Mr. Hayes, the report of the Committee was accepted.

Mr. Rieh renewed his resolution.

Mr. Etheridge moved to postpone the further consideration of the subject until Wednesday next at 11 o'clock, A. M.

The motion did not prevail.

Mr. Shoffner moved to postpone until February 6th.

Not agreed to.

When, on motion of Mr. Cook, the further consideration of the subject was postponed and made a Special Order for Friday next, at 11 o'clock, A. M.

Mr. Welker presented a petition from the eitizens of Company Shops, praying that the repeal of an ordinance of the Convention of 1865-'66, restricting the sale of spirituous liquors at that place be not granted.

Placed on the ealendar, with a bill in relation to that subject.

Mr. Love presented a petition in relation to the dividing line between the Counties of Jackson and Transylvania, and giving notice of his intention to introduce a bill in relation to the subject. Mr. White presented a petition from the eitizens of Currituck County.

Referred to the Judiciary Committee.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported House bill to incorporate the Swift Island Manufacturing Company back to the Senate, and recommended it being sent to the House of Representatives for engrossment.

The report was concurred in.

The same Committee recommended the passage of Senate bill to incorporate the Raleigh Cemetery Association.

A message was received from the Honse of Representatives, transmitting the following bills, which were read first time and referred as stated:

Engrossed House bill to change the time of holding the Courts in the Ninth, Tenth, Eleventh and Twelfth Judicial Districts.

Referred to the Judiciary Committee.

Engrossed House bill to incorporate the North Carolina Land and Immigration Company.

Referred to the Committee on Corporations.

Engrossed House bill to establish a Turnpike Road from Marion, in the County of McDowell, to Asheville, in the County of Buneombe.

Referred to the Committee on Internal Improvements.

Engrossed House bill to amend the charter of the Green Swamp Company.

Referred to the Committee on Corporations.

Engrossed House bill to amend section 3, chapter 39 of the Revised Code in regard to obtaining divorce.

Referred to the Judiciary Committee.

Engrossed House bill to make it a misdemeanor for any County or State officer to speenlate in County claims.

Referred to the Judiciary Committee.

A message also received concurring in Senate bill to prevent

the felling of timber or otherwise obstructing Rock Fish Creek, the boundary line between New Hanover and Duplin Counties, and joint resolution of instructions to the State Treasurer.

Also, transmitted engrossed House bill to provide for the collection of taxes by the State and by the several Counties of the State on property, polls and incomes.

Read first time, ordered to be printed and referred to the Committee on Finance.

Mr. Love introduced a bill to incorporate the Tuckasiegee Baptist High School in Macon County.

Read first time and referred to the Committee on Corporations.

Mr. Graham, a resolution to amend rule second of the rules of order of the Senate.

Placed on the ealendar.

Mr. Barrow moved that the President send to the Supreme Court a copy of the resolution asking their opinion on the Homestead provision.

The motion was adopted.

Bills and resolutions as follows were ratified by the President:

Resolution declaring the seat of John A. Oates, Senator elect from the Sixteenth District, vacant.

An act to incorporate the town of Marion in the County of McDowell.

An act to incorporate Carolina Lodge, No. 141, at Anson-ville in Anson County.

An aet to amend the charter of the town of Elizabeth City and certain aets amendatory of the said charter.

An act to authorize W. D. Justiee, former Sheriff of Henderson County, and other Sheriffs, to collect arrears of taxes for the years 1866-'67.

Resolution in favor of the Sheriff of Brunswick County.

Resolution in regard to the printing of the laws.

An act to be entitled an act to transfer cases from the docket

of the late Criminal Court in Craven County to the Superior Court of the same.

Senate bill extending the powers of County Commissioners was taken up.

The amendments previously offered were adopted, when, On motion of Welker, the bill was postponed indefinitely.

Mr. Love moved to adjourn.

The motion did not prevail.

Senate bill to amend an act to make bank bills a set off, on second reading, was taken up.

The amendments offered by the Judiciary Committee were adopted.

The bill, as amended, passed second reading.

On motion of Mr. Rich, the Senate adjourned until to-morrow, 11 o'clock, A. M.

WEDNESDAY, JANUARY 27th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Leave of absence was granted to Mr. Etheridge from February 1st for the balance of the session.

To Mr. Shoffner for an indefinite period.

To Mr. Wilson from Friday until Tuesday next.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on the following bills:

Engrossed House bill to incorporate the North Carolina Land and Immigration Company.

Engrossed House bill to amend the charter of the Green Swamp Land Company.

Engrossed House bill to amend the charter of the Union Manufacturing Company in the Town of Fayetteville.

Senate bill to incorporate the Yellow Mountain Bridge Company.

Senate bill to incorporate the North Carolina Purchase and Trust Association.

The Committee reported back to the Senate, Senate bill to incorporate the Wilmington Life Insurance Company, with a new section.

Mr. Winstead, on the part of the Judiciary Committee, reported back to the Senate, a bill from the Code Commissioners in regard to laying off the homestead and personal property exemption, and asked to be discharged from a further consideration of the subject.

The report was concurred in.

The Committee reported favorably on a bill to provide a trial jury for the second week of the term of the Superior Court.

Mr. Lassiter, on the part of the same Committee, reported unfavorably on Senate bill to protect Constables from unjust liabilities on their bonds for State elaims.

And Senate bill in regard to witnesses in eivil actions.

Mr. Barrow, on the part of the same Committee, reported favorably on Senate bill to provide a general incorporation act.

Mr. Moore, of Yancey, on the part of a Special Committee, reported back to the Senate a resolution of inquiry, asking that it be referred to the Committee on Claims.

The report was concurred in and the resolution so referred.

Mr. Osborne, on the part of the Committee on Judiciary, reported back Code bill to provide a proceeding in eases of bastardy.

And a bill to regulate proceedings in the legitimation of bastard children.

And a bill relating to special procedure in eases of mills, with amendments.

And favorably on Code bill to amend title twenty-one of the Code of Civil Procedure.

A message was received from the Code Commissioners, transmitting the following bills, which were referred to the Judiciary Committee, viz:

A bill to regulate proceedings in the partition and sale of real and personal property.

A bill to amend chapter forty eight of the Revised Code entitled "Fences."

Mr. Jones presented a petition from the citizens of Company Shops in relation to repealing an ordinance in relation to the sale of spirituous liquors.

Filed with the bill on that subject.

Mr. Barrow gave notice of his intention to introduce a bill to authorize the exchange of certain bonds, issued during the war for Internal Improvement purposes, for new bonds.

Mr. Osborne, of a bill to authorize Solicitors to administer oaths in certain cases.

A message was received from the Honse of Representatives, transmitting Senate bill to consolidate the Atlantic and North Carolina Rail Road Company and the North Carolina Rail Road Company, with an amendment as a new section, to be ealled section six.

In concurring in the amendment, the yeas and nays were called.

The amendment was concurred in by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Blythe, Colgrove, Cook, Eaves, Etheridge, Eppes, Forkner, Galloway, Jones of Wake, Lassiter, Lindsay, Love, Mason, Moore of Carteret, Moore of Yancey, Richardson, Stephens, Sweet, White, Wynne, Winstead and Wilson—26.

Navs—Messrs. Barnes, Burns, Davis, Graham, Hayes, Harrington, Hyman, Melchor, Rich, Smith and Welker—11.

With leave, Mr. Davis presented a bill respecting the County Treasurer.

Read first time and referred to the Finance Committee.

Senate bill to amend an act to make bank bills a set off passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yancey, Osborne, Rieh, Richardson, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—37.

NAY-Mr. Davis-1.

Mr. Lassiter, on the part of the Committee on Internal Improvements, reported favorably on engrossed House bill to establish a Turnpike Road from Marion in the County of McDowell to Asheville in the County of Buncombe.

On motion of Mr. Love, the rules were suspended, and Senate bill in relation to the Lunatic Asylum was taken up and passed second reading.

Mr. Welker moved a suspension of the rules to take up a resolution previously offered.

The motion did not prevail.

On motion of Mr. Osborne, the vote by which Senate bill to amend an act to make bank bills a set off passed third reading was reconsidered.

Mr. Osborne moved to amend by inserting in second two, line 2, after the word "bond," "since May 1st, 1865."

The amendment was adopted.

Mr. Richardson moved to amend by adding to section three as follows: "and also in all eases where any note or bond has been given in lieu of any note or notes, bond or bonds to any banking association, or for the benefit of the same."

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melehor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Shoffner, Smith, Stephens, White, Wynne and Wilson—34.

NAYS-None.

Resolution from the Committee on Claims in favor of W. J. W. Crowder was taken up and passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Melehor, Rich, Wynne, Winstead and Wilson—27.

Nays—Messrs. Bellamy, Etheridge, Hayes, Long, Moore of Carteret, Moore of Yancey, Richardson, Shoffner, Welker and White—10.

Mr. Lassiter moved a reconsideration of the vote by which the resolution reported by the Committee on Claims passed second reading.

Mr. Galloway moved to lay that motion on the table, and demanded the yeas and nays.

Agreed to.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Colgrove, Cook, Davis, Eaves, Galloway, Graham, Harrington, Hyman, Jones of Wake, Love, Mason, Shoffner, Wynne, Winstead and Wilson—19.

Nays—Messrs. Beall, Beasley, Bellamy, Burns, Blythe, Etheridge, Forkner, Hayes, Lassiter, Long, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Rich, Richardson, Smith, Stephens, Sweet, Welker and White—21.

Mr. Barrow asked for the yeas and nays on the motion to reconsider.

Not agreed to.

The motion to reconsider did not prevail.

Engrossed House bill to repeal an act providing for furnishing the Executive Mansion was read second time and passed.

Senate bill to empower Justices of the Peace to deputize Constables in civil actions was read second three and tabled.

Mr. Brogden, on the part of the Committee on Finance, reported Senate resolution for the relief of E. P. Swain and W. M. D. Moore back to the Senate, with a substitute for the same,

Mr. Forkner moved a suspension of the rules to make a report.

Not agreed to,

Mr. Jones moved a suspension of the rules to take up a bill. The motion did not prevail.

Mr. Rich moved a suspension of the rules to make a report. Not agreed to.

Senate resolution in relation to making bills of a private nature a special order for Saturday was adopted.

Senate bill to prohibit the sale of liquors at Company Shops was read second time.

Mr. Burns moved to amend by adding;

Provided, That a majority of the legal voters of said Town shall decide in its favor by a vote to be taken within twenty days after the ratification of this aet, said ballot to be held by the Commissioners of said Town.

Mr. Moore, of Carteret, moved the previous question. The motion prevailed.

'The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Bnrns, Blythe, Colgrove, Cook, Eaves, Eppes, Galtoway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Martindale, Melchor, Moore of Yaneey, Rich, Robbins, Shoffner, Smith, Stephens and Winstead—29.

NAYS—Messrs. Bellamy, Graham, Moore of Carteret, Os-borne, Welker and White—7.

Mr. Moore, of Carteret, moved to postpone indefinitely. Not agreed to.

Mr. Welker demanded the yeas and nays on the second reading of the bill.

Agreed to.

The bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Brogden, Burns, Blythe, Davis, Eaves, Eppes, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Mason, Martindale, Melchor, Moore of Yancey, Rich, Smith, Stephens, Sweet and Winstead—21.

NAYS—Messrs. Barrow, Beall, Bellamy, Colgrove, Graham, Lindsay, Long, Love, Moore of Carteret, Osborne, Shoffner, Welker and White—13.

A motion by Mr. Jones to suspend the rules to place the bill on its third reading was rejected.

A motion by Mr. Lindsay to suspend the rules to make a verbal report did not prevail.

Senate bill to amend chapter 2, title 19, of the Code of Civil Procedure, was read second time.

The amendment reported by the Judiciary Committee was adopted.

The bill, as amended, passed second reading.

Mr. Rich moved that when the Senate adjourns it adjourn to meet at $7\frac{1}{2}$ o'clock in the evening.

Mr. Love moved to amend by moving that the Senate hold evening sessions on Wednesday, Friday and Monday of each week, meeting at 7½ o'clock, P. M.

The amendment was rejected.

Mr. Hyman called for the yeas and nays on the motion of Mr. Rich.

Agreed to.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Colgrove, Cook, Davis, Eaves, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Osborne, Richardson, Smith, Stephens, Sweet, White, Winstead and Wilson—29

NAYS—Messrs. Bellamy, Brogden, Burns, Blythe, Moore of Yancey, Shoffner, Welker and Wynne—8.

Mr. Love moved to adjourn. The vote stood yeas 18, nays 18. The President voting in the negative, the motion did not prevail.

Engrossed House bill to legalize certain official acts of the Chairmen of the last County Courts of this State passed second reading.

Engrossed House bill to amend an act to establish Special Courts in the Cities of Wilmington and New Berne was read second time and tabled.

Engrossed House bill to repeal section 558, chapter 1, title 21, of the Code of Civil Procedure, requiring officers to make return of fees, was read second time, and, on motion of Mr. Jones, was postponed until Tuesday next at 12 o'clock.

Senate resolution to print Laws and Constitution for the usc of officers of the State passed second reading.

Engrossed House bill to amend an act passed and ratified February 16th, 1859, to regulate the sale of spirituous liquors in the Town of Asheville, passed second reading.

Mr. Hayes moved a suspension of the rules to take up messages from the House of Representatives.

On this motion Mr. Cook called for the yeas and nays. Agreed to.

The vote stood as follows:

YEAS—Messrs. Becman, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Love, Martindale, Moore of Carteret, Richardson, Stephens, Winstead and Wilson—21.

NAVS—Messrs. Barnes, Barrow, Beasley, Bellamy, Brogden, Etheridge, Eppes, Graham, Lindsay, Long, Mason, Melchor, Moore of Yancey, Osborne, Smith and White—16.

It requiring a majority of the whole number of Senators elect in the affirmattve, the motion did not prevail.

On motion of Mr. Moore, of Carteret, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

The President announced the following bills as a Special Order for Tuesday next:

Code bill to provide a proceeding in eases of bastardy.

Code bill to regulate proceedings in legitimation of bastard children.

Code bill to amend title 21 of the Code of Civil Procedure. Code bill relating to special proceedings in eases of mills.

Senate bill for the redemption of real estate under execution, was read second time, and, on motion of Mr. Blythe was made a Special Order for Wednesday.

Senate bill to punish persons injuring or killing live stock passed second reading.

Senate bill to amend section 21st of chapter 34, Revised Code, was read second time.

The substitute offered by the Judiciary Committee was adopted.

The bill, as amended, passed second reading and was ordered to be printed.

By leave, Mr. Welker introduced a bill to provide for a system of Public Instruction.

Read first time and referred to the Committee on Education.

By leave, Mr. Forkner, from the Committee on Internal Improvements, reported to the Senate, Senate bill to amend the charter of the Western Rail Road Company, and to build a branch of said Rail Road to the Town of Selma in Johnston County, and recommended its passage.

A motion by Mr. Cook to suspend the rules to put the bill on its second reading did not prevail.

Senate bill to change the time of holding Courts in the Counties of Hyde and Martin passed second reading.

On motion of Mr. Rich, the rules were suspended, and the bill passed third and final reading by the following vote:

Yeas—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Rich, Richardson, Respass, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—37.

NAYS-None.

Senate bill to place the County of Duplin in the third and the County of Onslow in the fourth Judicial District passed second reading.

A bill to provide for holding terms of the Superior Courts was read second time.

The amendment reported by the Judiciary Committee was not adopted.

On motion of Mr. Welker, four dollars per day was struck out of section five and seven dollars inserted.

As amended, the bill passed second reading.

The rules were suspended and the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Respass, Smith, Stephens, Sweet, Welker, White, Wynne and Winstead—38.

Nays—Messrs. Legg, Love and Wilson—3.

On motion of Mr. Barrow, the rules were suspended to consider some messages from the House of Representatives.

A message was read from the House of Representatives transmitting amendments to Senate bill amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified February 15th, 1855, and of all other acts amendatory thereof.

Mr. Welker moved to postpone the consideration of the amendments until Monday next at twelve o'clock.

On the motion to postpone, Mr. Hayes demanded the yeas and nays.

Agreed to.

The motion was not sustained by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Eppes, Graham, Long, Mason, Melchor, Moore of Carteret, Richardson and Welker—13.

Nays—Messrs. Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Moore of Yancey, Osborne, Rich, Respass, Smith, Stephens, White, Wynne, Winstead and Wilson—29.

Mr. Davis called for the yeas and nays on the adoption of the amendments of the House.

Agreed to.

The amendments were concurred in by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Martindale, Moore of Yancey, Osborne, Rich, Richardson, Respass, Smith, Stephens, Welker, Wynne, Winstead and Wilson—31.

NAYS—Messrs. Barnes, Beall, Brogden, Graham, Legg, Long, Mason, Melchor, Moore of Carteret and White—10.

Mr. Beall asked to be excused from voting.

Not agreed to.

The House transmitted a substitute for Senate bill to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road Company, and to provide for the completion of said Road, and to secure to the State a representation in the same.

The amendment was concurred in by the following vote:

YEAS—Messrs. Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Martindale, Moore of Carteret, Moore of Yaneey, Osborne, Rich, Riehardson, Respass, Smith, Stephens, Wynne, Winstead and Wilson—30.

NAVS—Messrs. Barnes, Brogden, Eppes, Graham, Legg, Long, Melehor and Welker—9.

A message was received from the House of Representatives, transmitting Senate bill to incorporate the Union Land Company with amendments.

The amendments were concurred in.

The President ratified:

An act to authorize and empower R. W. Hardie, late Sheriff of Cumberland County, to eollect arrears of taxes for the years 1866-'67.

An act to prevent hunting on the Sabbath.

Resolution asking information of the Supreme Court.

On motion, the Senate adjourned until to-morrow, at 10 o'clock, A. M.

THURSDAY, JANUARY 28th, 1869.

Johnnis en Cook, Bayis, Laverte

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Leave of absence was granted to Mr. Beeman from Friday for one week; to Mr. Long from and after to-morrow until Thursday next.

Mr. Stephens presented a petition from the eitizens of the County of Caswell.

Referred to the Committee on Corporations.

Mr. Lindsay presented a report from the Special Committee on Stationery.

The report was concurred in.

A message was received from the House of Representatives, concurring in Senate bill to incorporate the University Rail Road Company, and Senate amendment to engrossed House bill to incorporate the Madren Mining Company.

Also, transmitted engrossed House resolution in favor of the Clerk of the Committee on Bribery and Corruption, which was read first time and placed on the calendar.

Also, engrossed House resolution extending the time given to the Joint Committee on Banks.

The following notices of the introduction of bills were given:

By Mr. Wynne, of a bill to ascertain and define the privileges of the members of the General Assembly of North Carolina.

By Mr. Lindsay, of a bill to protect the State against the ruinous depreciation of State bonds, by fixing a certain amount below which the bonds are not to be sold.

By Mr. Beall, of a bill to prohibit the selling of spirituous liquors near the Western North Carolina Rail Road.

Mr. Beall asked for a suspension of the rules to introduce a bill.

Not agreed to.

Mr. Etheridge introduced a bill to incorporate the Currituck Club Steamboat Company.

Mr. Osborne, a bill allowing solicitors to administer oaths in certain cases.

Read first time and referred to the Judiciary Committee.

Senate bill relative to the Western Turnpike was read third time.

Mr. Barrow moved to amend by inserting in section one, line eleven, as follows:

"Provided, Such persons shall reside on or near said road and shall not be required to do work on any other public road."

Mr. Barrow moved to strike out all after "proper," line eleven to the end of the section.

Not agreed to.

Mr. Blythe moved to strike out all after "bridges," section eight, line two.

Not agreed to.

As amended, the bill passed third reading by the following vote:

Yeas—Messrs. Barrow, Barnes, Beall, Beasley, Beeman, Brogden, Burns, Davis, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Mason, Melchor, Osborne, Richardson, Respass, Smith, Stephens, Welker, Wynne and Winstead—30.

NAY-Mr. Colgrove-1.

Engrossed House bill to amend an act, passed the 16th day of February, 1867, to regulate the sale of spirituous liquors in the town of Asheville passed third reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Blythe, Colgrove, Cook, Eaves, Etheridge, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Rieh, Richardson, Respass, Smith, Welker, White and Wynne—29.

NAYS-None.

Mr. Smith asked for a suspension of the rules to introduce a bill.

Not agreed to.

Senate resolution to print Laws and Constitution for the use of officers of the State passed third reading by the following vote:

Yeas—Messrs. Barrow, Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cooke, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of

Wake, Lassiter, Love, Mason, Martindale, Melchor, Moore of Yancey, Rich, Richardson, Smith, Stephens, White and Wynne—29.

Nays—Messrs. Osborne, Respass, Welker and Winstead—4.

Mr. Osborne moved a suspension of the rules to introduce a resolution.

The motion prevailed.

Mr. Osborne introduced a resolution in relation to the mint at Charlotte.

On motion of Mr. Osborne, the rules were suspended and the resolution placed on its passage.

Mr. Rich moved to strike out all after "resolved" and insert:

"The House of Representatives concurring, that it is the sense of this General Assembly, that the members of Congress from this State be requested to vote for the bill now before Congress to abolish the branch mint at Charlotte."

Mr. Moore, of Carteret, moved the previous question.

The motion was sustained.

Mr. Osborne demanded the yeas and nays.

The amendment was rejected by the following vote:

YEAS—Messrs. Bellamy, Martindale, Rich and Welker—4.
NAYS—Messrs. Barrow, Barnes, Beall, Beeman, Brogden,
Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes,
Forkner, Galloway, Graham, Harrington, Hyman, Jones of
Wake, Lassiter, Lindsay, Love, Mason, Melchor, Moore of
Carteret, Moore of Yancey, Osborne, Richardson, Respass,
Smith, Stephens, White, Wynne, Winstead and Wilson—35.

The resolution was adopted by the following vote:

YEAS—Messrs. Barrow, Beall, Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson,

Respass, Smith, Stephens, White, Wynne, Winstead and Wilson—36.

NAYS—Messrs. Bellamy, Martindale, Rich and Welker—4. Senate bill to amend chapter two, Title XIX, of the Code of Civil Procedure, passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Etheridge, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Rich, Riehardson, Smith, Stephens, Welker, White, Wynne, Winstead and Wilson—36.

NAYS-Messrs. Bellamy, Cook and Harrington-3.

The consideration of the homestead bill being the Special Order of the day, was now taken up.

Mr. Graham moved to postpone until Friday next.

On this motion, Mr. Beeman called for the yeas and nays. Agreed to.

The motion to postpone did not prevail by the following vote:

YEAS—Messrs. Barnes, Cook, Graham, Lassiter, Lindsay, Martindale, Melchor, Moore of Carteret, Osborne, White and Wilson—11.

NAYS—Messrs. Barrow, Beasley, Berman, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Etheridge, Eppes, Hayes, Harrington, Hyman, Jones of Wake, Long, Love, Mason, Richardson, Respass, Smith, Stephens, Welker and Winstead—24.

Mr. Graham moved to amend section one by inserting the words "not exceeding one thousand dollars" before the words "shall be exempt."

The amendment was rejected.

Mr. Rieh moved to strike out all after "allotment" in line 5, section 21.

Rejected.

Mr. Brogden moved to amend section 26, form 1, by striking

out "(specify the articles) and the articles and amount," and inserting "here specify the articles, and their value to be selected by the debtor or his agent."

The amendment was adopted.

Mr. Davis moved to amend form 3 by striking out "the articles and amounts," and inserting "to wit," on 9th line.

The amended was adopted.

As amended, the bill passed second reading.

Mr. Davis moved a suspension of the rules to take up an important House message.

Mr. Galloway moved to adjourn until 7½ o'clock, P. M.

Mr. Welker moved to adjourn until to-morrow 10 o'clock, A. M.

Mr. Harrington called for the yeas and nays.

Agreed to.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Graham, Long, Mason, Moore of Carteret, Respass and Welker—11.

NAVS—Messrs. Barrow, Beall, Burns, Blythe, Colgrove, Davis, Eaves, Etheridge, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Melchor, Moore of Yancey, Osborne, Richardson, Smith, Stephens, White, Winstead and Wilson—27.

On motion of Mr. Colgrove, it was ordered that when the Senate adjourns it adjourn to meet at 7½ o'clock, P. M.

The President ratified an act to incorporate the Union Land Company.

On motion of Mr. Moore, of Carteret, the Senate adjourned.

EVENING SESSION.

The Senate met pursuant to adjournment.

The President in the Chair.

Mr. Davis withdrew his motion to suspend the rules to take up an important House message.

On motion of Mr. Moore, of Yaneey, the rules were suspended and engrossed House bill to establish a Turnpike Road from Marion, in the County of MeDowell, to Asheville, in the County of Buncombe, was taken up and passed second reading by the following vote:

YEAS—Messrs. Barrow, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Jones of Wake, Lassiter, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Riehardson, Respass, Smith, Stephens, White, Winstead and Wilson—27.

NAYS-Messrs. Barnes, Graham and Long-3.

Engrossed house House bill to repeal an aet providing for furnishing the Executive Mansion passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Osborne, Riehardson, Respass, Robbins, Smith, Welker, White and Winstead—32.

NAYS-None.

On motion of Mr. Forkner, the rules were suspended for the eonsideration of important messages from the House of Representatives.

A message was read from the House of Representatives, transmitting Senate bill to amend an act entitled an act to amend the charter of the Western Rail Road Company, ratified August 21st, 1868, with amendments.

Mr. Davis called for the yeas and nays on the adoption of the House amendments.

The eall was sustained.

The amendments were concurred in by the following vote: YEAS—Messrs. Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Love,

Martindale, Moore of Yancey, Osborne, Rich, Richardson, Respass, Smith, Stephens, White, Winstead and Wilson—27.

NAYS -Messrs. Barnes, Barrow, Beall, Beasley, Graham,

Melehor, Moore of Carteret-7.

Also, transmitted with amendments, Senate bill to amend the charter of the Williamston and Tarboro Rail Road Company.

The yeas and nays were ealled on concurring in the House

amendments.

The amendments were concurred in by the following vote: YEAS—Messrs. Barrow, Beasley, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Rich, Richardson, Respass, Smith, Stephens, Welker, White and Wilson—31.

NAYS-Messrs. Beall, Barnes, Graham, Long, Melchor-5.

Also, transmitted Senate bill to amend the charter of the Oxford branch of the Raleigh and Gaston Rail Road Company, with amendments.

The yeas and nays were called on the concurrence in the

House amendments.

The amendments were concurred in by the following vote: Yeas—Messrs. Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Moore of Carteret, Moore of Yaneey, Osborne, Rich, Richardson, Respass, Smith, Stephens, White and Wilson—27.

NAYS-Messrs. Barnes, Barrow, Beall, Beasley, Colgrove,

Graham, Legg, Long, Melchor and Welker-10.

Also, transmitted Senate bill to amend the charter of the Atlantic and Tennessee and Ohio Rail Road Company in North Carolina, with amendments.

The amendments were concurred in by the following vote: Yeas-Messrs. Beall, Burns, Blythe, Colgrove, Cook, Davis,

Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Rich, Respass, Smith, Stephens and Wilson—25.

NAVS—Messrs. Barnes, Barrow, Etheridge, Graham, Legg, Long, Melchor and Welker—8.

Also, transmitted Senate bill to repeal an act entitled an act to amend an ordinance of the Convention entitled an ordinance to incorporate the North Western North Carolina Rail-Road Company, and to substitute the following provisions of said act, with amendments.

The amendments were concurred in by the following vote:

YEAS—Messrs. Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Martindale, Moore of Carteret, Moore of Yaneey, Osborne, Rich, Richardson, Respass, Smith, Stephens, Welker, White and Wilson—28.

YEAS—Messrs. Barrow, Beall, Barnes, Beasley, Brogden, Graham and Melchor—7.

Senate resolution donating \$12,000 to the University for the year 1869 was called up by Mr. Welker.

The rules were suspended and the resolution passed second reading by the following vote:

YEAS—Messrs. Barrow, Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Rich, Richardson, Respass, Smith, Stephens, Welker and White—34.

NAYS-None.

Senate bill to amend the charter of the Western Rail Road Company, and to build a branch of said Rail Road to the town of Selma, in Johnston County, was ealled up and passed third reading by the following vote:

YEAS-Messrs. Burns, Blythe, Cook, Eaves, Etheridge,

Eppcs, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Martindale, Moore of Carteret, Moore of Yancey, Rich, Richardson, Smith, Stephens, White and Wilson—23.

NAYS—Messrs. Barnes, Barrow, Beasley, Brogden, Colgrove, Davis, Graham, Legg, Long, Melchor and Welker—11.

Leave of absence was granted Mr. Colgrove from on and after to-morrow.

The following notices of bills were given:

By Mr. Smith, of a bill to amend an act to incorporate the Carolton Copper Mining Company, of Baltimore.

By Mr. Moore, of Yancey, of a bill to legalize the election of Mayor and certain other officers of the town of Marion in the County of McDowell, elected January 4th, 1869.

By Mr. Galloway, of a bill to amend the Constitution of the State to allow females to vote.

On motion of Mr. Galloway, the Senate adjourned until tomorrow at 10'clock, A. M.

FRIDAY, JANUARY 29th, 1869;

The Senate met pursuant to adjournment.

The President in the Chair.

The Journals of Thursday was read and approved.

Leave of absence was granted to Mr. Eaves until Thursday next.

On motion of Mr. Winstead, the rules were suspended for the introduction of a bill amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified February 15th, 1855, and of all other acts amendatory thereof passed at the present session of the General Assembly, ratified January 29th, 1869. The bill passed its several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messre. Barrow, Beall, Bellamy, Burns, Blythe, Cook, Davis, Eaves, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lindsay, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Rich, Respass, Scott, Smith, Sweet, Welker, White, Winstead and Wilson—32.

Navs-Messrs. Barnes, Graham, Legg and Melchor-4.

Mr. Welker introduced a bill in relation to the Committee of Public Charities.

Read first time, ordered to be printed and placed on the calendar.

Mr. Moore, of Carteret, a bill to establish a Turnpike Road in the County of Carteret.

Read first time and referred to the Committee on Internal Improvements.

Mr. Lindsay, a bill to prevent the sacrifice of State bonds.

Read first time and placed on the calendar.

Mr. Smith, a bill to amend an act to incorporate the Carrolton Copper Mining Company, of Baltimore.

Read first time and placed on the ealendar.

Mr. Beall, a bill to prevent the selling of spirituous liquors near the Western North Carolina Rail Road.

Read first time and referred to the Judiciary Committee.

By Mr. Beasley, a joint resolution in favor of Josephus H. Coffin, the smallest man in the world.

A motion to suspend the rules to place this resolution on its passage did not prevail.

Mr. Hayes, a joint resolution against Rail Road appropria-

tions.

Placed on the ealendar.

Mr. Winstead, on the part of the Judiciary Committee, reported favorably on Senate bill to allow eauses to be reheard in certain cases.

Ordered to be printed.

Senate bill to amend section 68, Title VI of the Code of Civil Procedure.

And Senate bill to allow attorneys to practice in Superior Courts on County Court licenses.

Mr. Davis presented a bill to incorporate the Central North Carolina Rail Road Company.

Read first time and referred to the Committee on Internal Improvements.

Mr. Mason gave notice of his intention to introduce a bill to amend the act incorporating the Town of Newton in the County of Catawba.

Mr. Respass, of a bill to amend an act in relation to pilots at Hatteras and Ocracoke inlets.

The President ratified the following bills:

A bill amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified February 15th, 1855, and of all acts amendatory thereof.

A bill to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road Company, to provide for the completion of said Road and to seeme to the State a representation in the Company.

A message was received from the House of Representatives, transmitting engrossed House bill to charter the Bank of Asheville, N. C.

Ordered to be printed and referred to the Committee on

House resolution in regard to special tax on whiskey passed third reading by the following vote:

YEAS—Messrs. Barnes, Brogden, Burns, Cook, Davis, Eaves, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Love, Mason, Martindale, Mclchor, Moore of Yancey, Osborne, Scott, Smith, Stephens and Winstead—24.

Navs—Messrs. Barrow, Bellamy, Etheridge, Moore of Carteret, Rieh, Respass and Welker—7.

A message was received from the House of Representatives,

announcing concurrence in Senate bill to incorporate the North Carolina Manufacturing Loan and Trust Company.

Mr. Winstead, on the part of the Judiciary Committee, reported Senate bill amending the fee bill of the Code of Civil Procedure back to the Senate, and asked to be discharged from the further consideration of the subject.

The report was concurred in.

The report of the Committee on Bribery and Corruption, with resolution offered by Mr. Rich, being the Special Order of the day, was now taken up.

Mr. Respass offered the following substitute for the resolution of Mr. Rich:

Resolved, That having heard the evidence in the case of Senator Robbins, while we disapprove of his act as improper in itself, we acquit him of intentional error, and still have confidence in his personal honor and integrity.

Mr. Davis moved to amend by adding:

"That it be the sense of this Senate that W. M. Robbins be required to come before the bar of this body and receive a reprimand."

A message was received from the House of Representatives, announcing concurrence in Senate bill amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified February 15th, 1855, and of all other acts amendatory thereof passed at the present session of the General Assembly and ratified January 29th, 1869.

Pending the discussion on the Special Order, the Senate adjourned until to-morrow, 10 o'clock, A. M.

SATURDAY, January 30th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Blythe presented a report from the Commissioners of the County of Rutherford.

Referred to the Committee on Townships.

The following bills and resolutions passed second reading:

A resolution from the Committee on Claims in favor of Moore and Cashwell, by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Blythe, Davis, Eppes, Graham, Harrington, Hyman, Jones of Wake, Legg, Lindsay, Love, Mason, Melchor, Moore of Yancey, Smith and Winstead—21.

NAYS—Messrs. Bellamy, Cook, Hayes, Moore of Carteret, Respass and White—6.

Senate bill to amend an act to incorporate the Town of Lillington in New Hanover County.

A bill to incorporate the Felton Mountain Bridge Company.

Senate bill to incorporate the North Carolina Purchase and Trust Company.

Scnate bill to incorporate Tabasco Lodge of Masons.

Senate bill to incorporate the International Commercial Company in the City of Norfolk.

Senate bill to incorporate the Raleigh Cemetery Association.

Senate bill to incorporate Richland Lodge, No. 204, Free and Accepted Masons, in the Town of Thomasville in Davidson County.

Scnate bill to incorporate the Wilmington Life Insurance Company.

Ordered to be printed.

Engrossed House bill to amend the charter of the Union Manufacturing Company in the Town of Fayetteville.

Engrossed House bill to amend the charter of the Judson Female College, located at Henderson.

Engrossed House bill to incorporate the Jonesville Lodge, No. 227, in the County of Yadkin.

Engrossed House bill to incorporate the charter of the Green Swamp Company.

Engrossed House bill to incorporate Lec Lodge, No. 253, of A. Y. Masons, in the Town of Taylorsville, in Alexander County.

Engrossed House bill to authorize the Sheriff of Columbus County to collect arrears of taxes.

Engrossed House bill for the relief of William H. Gentry, Sheriff of Stokes County.

Engrossed House bill for the relief of F. M. Pittman, of the County of Lenoir, for over assessment of taxes for the year 1868.

Engrossed Honse resolution in favor of A. J. Murray, Sheriff of the County of Haywood.

Engrossed House resolution providing for the payment of a Clerk to the Committee of Bribery and Corruption.

A motion by Mr. Blythe to table this resolution was rejected by the following vote:

YEAS—Messrs. Bellamy, Burns, Blythe, Eppes, Harrington, Respass, Smith and Stephens—8.

NAYS—Messrs. Barnes, Barrow Beall, Beasley, Brogden, Forkner, Graham, Hayes, Hyman, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, White and Winstead—22.

The resolution was passed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Forkner, Graham, Hayes, Hyman, Lassiter, Legg, Lindsay, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yancey, Osborne, Respass, White and Winstead—22.

Navs—Messrs. Bellamy, Blythe, Harrington, Jones of Wake, Long, Richardson, Smith and Welker—8.

Engrossed House resolution for the relief of D. A. Spivey. The President ratified the following bills:

An act to incorporate the University Rail Road Company.

An act amendatory of, and supplemental to, an act entitled an act amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified February 15th, 1855, and of all other acts amendatory thereof, passed at the present session of the General Assembly, and ratified on the 29th day of January, 1869.

Bill to prevent the felling of timber or otherwise obstructing Rockfish Creek, the boundary line between New Hanover and Duplin Counties.

An act to amend an act entitled an act to incorporate the Pitt County Female Institute.

An act to be entitled an act to enable the County Commissioners of the County of New Hanover, the better to carry out the provisions of the 13th section, Article VII of the Constitution of the State.

Resolution inviting Immigration.

Resolution instructing the Treasurer of the State.

An act to authorize O. B. Jones, former tax collector of Buncombe County, to collect arrears of taxes for 1866-'67.

Senate bill for the relief of Wm. A. Philpot, was read the second time.

The following amendment recommended by the Committee on Propositions and Grievances was adopted. After 1870, section 1, add as follows, viz:

"And provided further, That the Sheriff is not hereby authorized to collect arrears of taxes, further back than taxes due for the year 1865."

Mr. Winstead moved to amend by inserting John L. Harris of Person County.

The amendment was adopted.

As amended, the bill passed second reading.

Senate bill to remove all obstructions in the rivers Pedee, Yadkin and Uharrie for the free passage of shad and other fish, was read second time and passed with a substitute for the fourth section.

Senate bill to amend the charter of the Town of Lenoir, Caldwell County, was amended, and passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Smith, White and Winstead—25.

NAYS-Messrs. Barrow, Bellamy and Forkner-3.

Senate resolution for the relief of L. P. Swain and Wm. D. Moore was read third time.

The substitute offered by the Committee on Finance was adopted.

As amended, the resolution passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Legg, Long, Mason, Melehor, Moore of Carteret, Richardson, Respass, White and Winstead—26.

NAY-Mr. Bellamy-1.

Engrossed House bill to incorporate the North Carolina Land and Immigration Company passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Legg, Love, Mason, Melchor, Moore

of Carteret, Moore of Yaneey, Richardson, Smith, Stephens, White and Winstead—26.

Nay-Mr. Respass-1.

Engrossed House bill to renew the charter of the Riehmond Manufacturing Company was amended by Mr. Riehardson by striking out \$50,000 and inserting \$150,600.

As amended, the bill passed second reading.

Senate resolution in favor of the Sheriff of Brunswick County, and engrossed House resolution authorizing the arrest of Wm. A. Mann, were read and tabled.

Senate resolution in favor of the smallest man in the world was indefinitely postponed.

Senate bill to prevent the sale of spirituous liquors within five miles of Bingham school was read second time.

The amendment reported by the Committee on Education to strike out "five" and insert "two" was adopted.

Mr. Barrow moved to amend by inserting after the word "County," in section one, "or other similar schools."

The amendment was lost.

The bill passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Beasley, Bellamy, Burns, Blythe, Cook, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Respass, Smith, Welker, White and Winstead—27.

NAVS-Messrs. Barnes, Brogden and Hayes-3.

Engrossed House resolution in favor of T. H. Alexander, late Clerk of the Court of Pleas and Quarter Sessions of Tyrrell, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Lassiter, Lindsay, Love, Mason, Martindale, Melehor, Moore of Carteret, Smith, Stephens and Winstead—24.

NAYS-Messrs. Bellamy, Graham and Welker-3.

Engrossed House resolution for the relief of A. J. Johnston passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Lassiter, Legg, Love, Mason, Moore of Carteret, Moore of Yaneey, Richardson, Smith, Stephens, White and Winstead—26.

NAYS—Messrs. Respass and Welker—2.

A message was received from the House of Representatives, transmitting engrossed House bill to protect the fishing interests in the waters of Blount's Creek, Beaufort County.

Read first time and referred to Committee on Fisheries.

Also, engrossed House resolution in favor of T. C. Humphries, late Sheriff of Currituek County, passed its several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Blythe, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Melchor, Moore of Carteret, Moore of Yaneey, Respass, Smith, White and Winstead—27.

Nays—Messrs. Bellamy and Osborne—2.

Mr. Burns gave notice of his intention to introduce a bill to repeal an act passed 1860-'61, chapter 53, prohibiting the sale of ardent spirits within two miles of the corporation limits of the Town of Haywood, County of Chatham.

On motion, the Senate adjourned until Monday, at 10 o'clock, A. M.

could not come binder the worklinger Ministerial The operations and operations are the control of the control o

MONDAY, FEBRUARY 1st, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

The following communication was received from the Hon. R. M. Pearson, Chief Justice of the Supreme Court, which was read and transmitted to the House of Representatives:

RALEIGH, February 1st, 1869.

To the Hon. Tod R. Caldwell, Lieutenant Governor, and Joseph W. Holden, Speaker, &c.

I have the honor to acknowledge the receipt of your letter with the accompanying resolutions of the General Assembly, requesting the Supreme Court to give its opinion in regard to the validity of the homestcad exemption, against debts contracted prior to the ratification of the Constitution.

With every disposition to comply with any request of the honorable bodies over which you preside, the view which the Justices of the Court take of their constitutional duties forbids them from doing so in this instance.

The functions of the Court are restricted to cases constituted before it. We are not at liberty to prejudge questions of law.

In the contested election between Waddell and Berry, the Judges of the Court, on the request of the Senate, after much hesitation, expressed an opinion in regard to the qualification of voters. That, however, is the only instance in which it was ever done, and it was put on the ground that the questions could not come before the Court in a judicial form. The questions set out in the resolutions under consideration, not

only may, but in all probability will, come before us for decision.

Respectfully yours, &c.,

R. M. PEARSON,

Chief Justice.

The unfinished business was the call for the previous question on the amendment offered by Mr. Davis to the substitute offered by Mr. Respass for the resolution of Mr. Rich, exonerating Mr. Robbins from intentional wrong in receiving a fee of \$20 from Mr. Stephens.

Mr. Beall called for the yeas and nays on the motion for the previous question.

Agreed to.

The motion for the previous question did not prevail by the following vote:

YEAS-None.

Nays—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Mason, Moore of Carteret, Moore of Yancey, Osborne, Smith, Welker, White and Winstead—27.

Mr. Winstead moved to postpone the further consideration of the subject until Wednesday next, at 11 o'clock.

On this motion Mr. Moore, of Carteret, demanded the yeas and nays.

The demand was sustained and the motion to postpone prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Forkner, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Osborne, Respass and Winstead—17.

NAYS—Messrs. Barrow, Bellamy, Blythe, Davis, Eppes, Galloway, Hyman, Moore of Carteret, Moore of Yancey, Smith, Welker and White—12.

Mr. Moore, of Carteret, moved a call of the House. The motion prevailed. The roll was called and the following Senators answered to their names:

Messrs. Barnes, Barrow, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Robbins, Smith, Stephens, Welker, White and Winstead—Total 31.

Mr. Forkner moved that further proceedings under the call be stopped.

Not agreed to.

The doorkeeper was then sent after the absent members.

The following Senators appearing, and giving good and sufficient reasons from their absence from the Senate chamber, were excused:

Messrs. Cook, Legg, Richardson, Scott, Sweet and Wynne. Mr. White gave notice of his intention to introduce a bill to amend chapter two, section five, of an act concerning the government of Counties.

The President appointed Mr. Beall on the Eugrossing Committee, vice J. W. Purdie.

A report was received from the Code Commissioners transmitting a bill entitled "Amendments to the Code of Civil Proceedure."

Read first time and referred to the Judiciary Committee.

A bill in relation to punishments.

Read first time and referred to the Judiciary Committee.

A bill declaring persons of color competent to testify in all cases passed several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Moore of Carteret, Osborne, Richardson, Respass, Scott, Smith, Stephens, Welker and White—26.

NAYS-Messrs. Barnes and Love-2.

Leave of absence was granted Mr. Jones until Wednesday next.

Mr. Beasley from to-morrow until Tuesday next.

Mr. Osborne, on the part of the Judiciary Committee, reported favorably on Senate bill to enable persons, taking an appeal and owning property less than the Constitutional exemption, to give bond.

Unfavorably on Senate bill to repeal section 279, chapter 2, Title XII, of the Code of Civil Procedure.

Senate Resolution to suspend the statutes of limitations.

Mr. Love, on the part of the Special Committee on Eisheries, reported, with amendments, Senate bill to prevent the obstruction of the passage of fish in the waters of Town Creek.

Mr. Forkner gave notice of his intention to introduce a bill to authorize the subscription of land to the North-Western North Carolina Rail Road Company, and for other purposes.

Mr. Forkner introduced a bill to incorporate the Town of Mount Airy, in Surry County.

Read first time and referred to the Committee on Corporations.

Mr. Mason, a bill to amend an act to incorporate the Town of Newton and acts amendatory thereof.

Read first time and referred to the Committee on Corporations.

Mr. Moore, of Yancey, a bill to legalize an election held in the Town of Marrion, McDowell County, January 4th, 1869. Read first time and placed on the ealendar.

Mr. White, a bill in regard to the election of municipal officers in the town of Hertford.

The bill was read first time.

The rules were suspended and the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Lassiter, Legg, Lindsay, Love, Ma-

son, Melchor, Moore of Yaneey, Osborne, Richardson, Respass, Scott, Smith, Stephens and White—29.

NAYS-None.

Mr. Galloway introduced a bill to amend the Constitution of the State.

Read first time and referred to the Judieiary Committee.

The President ratified an act to consolidate the Atlantic and North Carolina Rail Road Company and the North Carolina Rail Road Company.

Code bill in regard to laying off the homestead and personal property exemption, on third reading, was taken up and read by sections.

Mr. Moore, of Yancey, offered the following substitute for section 10, which was adopted, viz:

SEC. 10. Different tracts or pareels of land not contiguous may be included in the same homestead, when a homestead of contiguous lands is not of the value of \$1000.

Mr. Osborne moved to amend section 18, by adding as follows, viz:

"They shall view and examine the homestead laid off, and in ease they shall approve the same, they shall make their report to the Clerk of the Superior Court, and all proceedings therein shall cease. But in case the Trustees shall disapprove such allotment of the homestead, they shall re-allot the homestead exemption,"

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Love, Mason, Melehor,

Moore of Carteret, Moore of Yaneey, Osborne, Richardson, Respass, Scott, Smith, Stephens and White—29.

NAYS-Messrs. Barnes and Welker-2.

Senate bill in relation to the Lunatic Asylum was taken up and read third time.

Mr. Love moved to amend section two, line 3, by inserting after the word "years" the words "two of said supervisors to reside in the City of Raleigh, and a decision of a majority of the supervisors in any meeting of theirs shall be final."

The amendment was rejected.

Mr. Love moved to amend section 6 by striking out all after the word "section" in line 8, and inserting as follows, viz:

SEC. 6a. The Superintendent of the Insane Asylum shall hold office for eight years unless removed by death or otherwise, the present incumbent to hold for eight years from the 1st day of January, 1869.

Mr. Love demanded the yeas and nays on the amendment. The demand was sustained.

When the amendment was rejected in by the following vote: Yeas—Messrs. Barnes, Beall, Brogden, Davis, Harrington, Lindsay, Love, Mason, Melchor, Respass and Scott—11.

Nays—Messrs. Barrow, Beasley, Bellamy, Burns, Blythe, Cook, Eppes, Forkner, Hayes, Hyman, Lassiter, Moore of Yancey, Osborne, Richardson, Smith, Stephens, Sweet, Welker and White—19.

Mr. Love offered the following substitute for section 9:

SEC. 9. The General Assembly shall fix the salaries and compensation of the Superintendent of the Asylum and of the Assistant Physician, and the Board of Supervisors at their annual meeting shall fix the salaries and compensation of all the other officers and employees, whose services may be necessary for the management of the Asylum.

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Graham, Harrington, Lindsay, Love, Melchor, Scott and White—10.

Navs—Messrs. Barrow, Beasley, Bellamy, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Lassiter, Legg, Mason, Moore of Yancey, Richardson Respass, Smith, Stephens, Welker and Wynne—22.

Mr. Barrow moved to amend section 9 by adding as follows:

"Provided, That the salary shall not be diminished during the term of the incumbent."

The amendment was adopted.

Mr. Love moved to amend section 14, line 5, by inserting after the word "satisfied" the words "by the verdiet of a jury of investigation."

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Yancey, Osborne, Richardson, Scott, Smith, Stephens, Welker, White and Wynne—29.

NAY-Mr. Graham-1.

Engrossed House resolution extending the time given to the Joint Committee on banks was adopted.

Senate bill to amend the charter of the Western Rail Road. Company and to build a branch of said Road to Selma in the County of Johnson was read third time.

Mr. Richardson offered a substitute for the bill.

Mr. Graham offered an amendment to the substitute, submitting the question of the appropriation to a vote of the people.

On the adoption of the substitute, the yeas and nays were ealled.

The vote stood:

YEAS—Messrs. Barrow, Beall, Beasley, Brogden, Graham, Legg, Mason, Melchor and Welker—9.

Nays—Messrs. Bellamy, Burns, Blythe, Cook, Davis, Forkner, Harrington, Lassiter, Love, Moore of Yancey, Richardson, Smith, Stephens, White and Winstead—15.

A quorum not voting, it was declared no vote, when,

On motion of Mr. Barrow, the Senate adjourned until to-morrow, at 10 o'clock, A. M.

TUESDAY, FEBRUARY 2d, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

The unfinished business, being the amendment to the substitute offered by Mr. Richardson, for Senate bill to amend the charter of the Western Rail Road Company, and to build a branch of said Road to Selma, in the County of Johnston, on third reading, was taken up.

The amendment to the substitute was rejected by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Graham, Mason, Melchor, Sweet and Welker—8.

Nays—Messrs. Bellamy, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Love, Moore of Yancey, Richardson, Respass, White and Winstead—18.

The substitute was then adopted.

The bill, as amended, passed the third reading by the following vote:

YEAS—Messrs. Bellamy, Burns, Blythe, Cook, Davis, Forkner, Galloway, Harrington, Hyman, Love, Moore of Yancey, Richardson, Respass, Smith and Winstead—15.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Eppes, Graham, Lassiter, Mason, Melchor, Sweet, Welker and White—12.

Mr. Winstead, on the part of the Judiciary Committee, reported favorably on engrosssed House bill declaring it a misdemeanor for any County or State officer to speculate in County claims.

And Senate bill to prohibit the selling of spirituous liquors near the Western North Carolina Rail Road.

Mr. Osborne, from the same Committee, reported favorably on bill from Code Commissioners to regulate proceedings in the partition and sale of real and personal property.

And Senate bill allowing Solicitors to administer oaths in certain eases.

And reported with amendments, engrossed House bill to amend section 3, chapter 39, of the Revised Code in regard to obtaining divorce.

Mr. Lassiter, for the Committee on Internal Improvements, reported favorably on Senate bill to amend the charter of the Fayetteville and Florence Rail Road Company.

A communication was received from the Code Commissioners transmitting the following bills, which were read first time and disposed of as stated:

A bill providing for the laying off of the several Counties of the State into Townships.

Referred to the Committee on Townships.

A bill to regulate proceedings in the partition and sale of real and personal property.

Referred to the Judiciary Committee.

A bill to prescribe the power and duty of the Governor in respect to fugitives from justice.

Referred to the Judiciary Committee.

Mr. Love introduced a resolution in relation to new bills. Laid over under the rule. Mr. Barrow, a resolution appointing a Joint Committee in relation to the erection of a State's prison.

Laid over under the rule.

A message was received from the House of Representatives announcing the concurrence of that body in the following Senate bills and resolution:

Bill to incorporate Beaver Dam Lodge, No. 276, A. Y. M., in the County of Union.

Bill to incorporate the Unaka Lodge of Free Masons.

Bill to incorporate Burnsville Lodge, No. 192, in the County of Yancey.

Bill to incorporate Gaston Lodge, No. 263, Free and Accepted Masons.

Bill to authorize the Commissioners of the Town of Tarboro' to grant the right of way to the Williamston and Tarboro' Rail Road Company.

Bill making an appropriation to provide for securing the Insane Asylum against loss by fire.

Resolution in favor of Wm. G. Hix, late Sheriff of Wilkes County.

The House of Representatives transmitted the following engrossed House bills, which were read first time and disposed of stated:

Bill to incorporate Castle Hayne Vineyard Company.

Referred to the Committee on Corporations.

Bill to anthorize the Commissioners of Duplin County to levy a special tax for building and repairing public bridges in said County.

Referred to the Committee on Propositions and Grievances.

Bill to amend an act to incorporate the Plaster Banks and Salt Works Rail Road Company, ratified May 30th, 1864.

Referred to the Committee on Internal Improvements.

A bill by the Code Commissioners to provide for proceedings in eases of bastardy, was read first time, when

Mr. Barrow offered a substitute for the same, which was ordered to be printed.

Bill by the Code Commissioners to regulate proceedings in the legitimation of bastard children.

Passed first reading.

Bill by Code Commissioners, to amend Title XXI of Code of Civil Procedure.

Passed second reading.

Bill by the Code Commissioners relating to special procedure in eases of mills.

Passed first reading.

A message was received from the House of Representatives, transmitting Senate resolution in relation to the mint at Charlotte, with the following amendment, as follows:

"Resolved, further, That the presiding officers of the two houses of this Legislature cause copies of the foregoing resolution to be transmitted to each of the North Carolina delegation in Congress and to the Secretary of the Treasury of the United States."

The Senate concurred in the amendment.

Engrossed House bill to repeal section 558, chapter 1, Title XXI, of the Code of Civil Procedure requiring officers to make return of fees, was read second time, and, on motion of Mr. Graham, was laid on the table.

Senate bill to remove obstructions in the Pedee, Yadkin and Uharrie Rivers, for the purpose of allowing shad and other fish free passage up said rivers, was read third time.

On motion of Mr. Forkner, the bill was laid on the table and made a Special Order for Tuesday next.

Engrossed House bill to establish a Turnpike Road from Marion, in the County of McDowell, to Asheville, in the County of Bnneombe, passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Burns, Blythe, Cook, Davis, Forkner, Galloway, Love, Mason, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Smith, Stephens and Sweet—19.

NAYS—Messrs. Barnes, Bellamy, Eppcs, Graham, Hayes, Harrington, Hyman, Richardson, Welker and White—10.

Senate bill to place the County of Duplin in the 3d, and the County of Onslow in the 4th Judicial District, was read third time, and, on motion of Mr. Scott, was laid on the table.

Senate bill to punish persons injuring or killing live stock was read third time.

Mr. Blythe moved to amend by striking out the words "ehase away."

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Burns, Blythe, Eppes, Forkner. Graham, Hayes, Harrington, Hyman, Lassiter, Love, Mason, Moore of Carteret, Moore of Yancey, Richardson, Scott, Shoffner, Smith, Sweet, Welker, and White—24.

NAYS—Messrs. Bellamy and Galloway—2.

Engrossed House bill to legalize eertain official acts of the Chairmen of the late County Courts of this State passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Burns, Blythe, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Lassiter, Love, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Scott, Shoffner, Smith and White—23.

NAYS-Messrs. Bellamy, Galloway and Welker-3.

Senate bill to prohibit the sale of liquor at the Company Shops was read third time, and, on motion of Mr. Welker, was indefinitely postponed.

Senate resolution granting \$12,000 to the University was read third time.

Mr. Love moved to amend by striking out "\$12,000" and inserting "\$7,000."

The amendment did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Blythe, Graham, Harrington, Lindsay, Love, Mason, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Respass and Scott—14.

Nays—Messrs. Barrow, Bellamy, Burns, Cook, Davis, Eppes, Forkner, Hayes, Hyman, Lassiter, Melchor, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—18.

The resolution passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Burns, Cook, Davis, Eppes, Forkner, Graham, Hayes, Hyman, Lassiter, Melchor, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—23.

NAYS—Messrs. Blythe, Harrington, Lindsay, Love, Mason, Moore of Carteret, Moore of Yancey, Osborne and Respass—9.

Code bill to amend section 21, chapter 34 of the Revised Code was read third time.

Mr. Galloway moved to amend by adding the words "pea nnts."

The amendment was adopted.

As amended the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Love, Mason, Moore of Carteret, Moore of Yancey, Scott, Shoffner, Smith, Stephens, Sweet, Welker and White—27.

NAYS-Messrs. Bellamy and Melchor-2.

Mr. Welker gave notice of his intention to introduce a bill to define and punish bribery and corruption.

On motion the Senate adjourned until to-morrow at 10 o'clock A. M.

WEDNESDAY, FEBRUARY 3d, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

On motion of Mr. Barrow the Special Order was postponed until 11 o'clock A. M.

The Judiciary Committee reported engrossed House bill to change the time of holding the Courts in the 9th, 10th, 11th and 12th Judicial Districts, back to the Senate, with amendments.

Mr. Burns presented a petition from the citizens of Chatham County.

Read and referred to the Committee on Propositions and Grievanees.

Mr. Blythe, on the part of the Committee on Internal Improvements, reported favorably on Senate bill to establish a Turnpike Road in the County of Carteret.

Mr. Respass, on the part of the Joint Committee on Salaries and Fees, reported a bill amending title 21 of the Code of Civil Procedure.

Read first time and placed on the ealendar.

A message was received from the House of Representatives transmitting the following engrossed House bills and resolutions, which passed first reading and were referred as stated:

A bill to incorporate Waynesville Lodge, No. 259, A. Y. M., in the town of Waynesville, County of Haywood.

Referred to the Committee on Corporations.

A bill to authorize the Commissioners of Camden County to levy a special tax.

Referred to the Committee on Finance.

A bill for the relief of the Sheriff of Alleghany County.

Referred to the Committee on Propositions and Grievanees.

A bill to authorize the Sheriff of Ashe County to collect arrears of taxes.

Referred to the Committee on Propositions and Grievances.

A Bill to authorize the County Commissioners of Auson County to levy a special tax.

Referred to the Committee on Finance.

A bill in relation to Lake Phelps.

Referred to the Committee on Propositions and Grievances.

A bill to amend an act concerning the Register of Deeds.

Referred to the Judiciary Committee.

A bill to incorporate Atlantic Lodge, No. 238, A. Y. M., at Indian Ridge, Currituck County.

Referred to the Committee on Corporations.

A bill for the relief of J. F. Hartgrove, late tax collector for the County of Haywood.

Referred to the Committee on Propositions and Grievances.

Resolution in favor of J. I. Moore, of Granville County.

Referred to the Committee on Finance.

Resolution in favor of E. Murrill, Sheriff of Onslow County.

Referred to the Committee on Finance.

The President ratified:

An act to amend the charter of the Atlantic, Tennessee and Ohio Rail Road.

An act to amend the charter of the Williamston and Tarboro Rail Road Company.

An act to amend an act to amend the charter of the Western Rail Road Company, ratified August 21st, 1868.

An act to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road Company.

An act to repeal an act entitled an act to amend an ordinance of the Convention entitled "an ordinance to incorporate the North-Western North Carolina Rail Road Company, and to substitute the following provisions of said act."

The House of Representatives concurred in Senate bill authorizing Pitt County to raise a special tax for certain purposes.

Mr. Cook gave notice of his intention to introduce a bill to incorporate the Pineville Water Power Company in the County of Johnston, and to build a dam across Neuse river.

Mr. Moore, of Yancey, of a bill to amend chapter 8, section 137 of the Code of Civil Procedure, in relation to the bonds of the Clerks of the Superior Courts.

Mr. Winstead, of a bill to incorporate the Old North State Insurance Company.

The following bills were introduced, read first time and referred as stated:

By Mr. Burns, a bill to repeal an act passed 1860-'61.

To the Committee on Corporations.

By Mr. Graham, a bill to amend Title XVII, Code of Civil Procedure.

To the Judiciary Committee.

Also, a bill to amend Title XIX, chapter 7, sections 459 and 461, of the Code of Civil Proceedure.

To the Judiciary Committee.

By Mr. White, a bill to amend chapter 2, section 5, of an act concerning the government of Counties ratified August 14th, 1868.

To the Judiciary Committee.

By Mr. Love, a bill relative to certain municipal elections. To the Committee on Corporations.

Senate bill to change the time of holding the Courts of Hyde and Martin, passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Love, Mason, Mclchor, Moore of Yancey, Osborne, Richardson, Respass, Scott, Shoffner, Stephens, Welker, White and Winstead—28.

NAYS-None.

Senate resolution reported by the Committee on Claims in favor of W. J. W. Crowder, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Graham, Hyman, Jones of Wake, Lassiter, Love, Mason, Melchor, Osborne, Respass, Scott, Shoffner, Sweet and Winstead—23.

NAYS—Messrs. Bellamy, Cook, Hayes, Moore of Carteret, Moore of Yaneey and Richardson—6.

The special order being the report of the Committee on Bribery and Corruption, the resolution offered by Mr. Rieh, with the substitute for the same offered by Mr. Respass, and the amendment offered by Mr. Davis, the same was taken up.

Mr. Davis withdrew his amendment, when

Mr. Moore, of Carteret, offered the following substitute for the substitute offered by Mr. Respass:

"Whereas, It appears, by the report of the Committee on Bribery and Corruption, that W. M. Robbins, Senator from the 32d Senatorial District, did on the 22d day of August last, receive from John W. Stephens the sum of twenty dollars, for his services in securing the passage of a resolution through the Senate, in favor of said Stephens; and

Whereas, A Senator eannot rightfully receive any fee or reward for his services as a Senator beyond the *per diem* allowed by law; and

Whereas, the receiving of any fee or reward, is a high breach of the privileges of the Senate, and tends to the distruction of legislative integrity: Therefore,

Resolved, That the Senator from the 32d Senatorial District, be and he is hereby expelled from the Senate of North Carolina."

On motion of Mr. Blythe, the yeas and nays were agreed to, on the passage of substitute.

The substitute was rejected by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Cook, Dávis, Eppes, Harrington, Hyman, Jones of Wake, Legg, Moore of Carteret, Smith and White—15.

Navs—Messrs. Barnes, Beall, Colgrove, Forkner, Graham, Hayes, Lassiter, Lindsay, Love, Mason, Melehor, Moore of Yancey, Osborne, Richardson, Respass, Scott, Shoffner, Welker and Winstead—19.

Mr. Stephens was excused from voting.

Mr. Welker offered the following substitute:

"Resolved, That the Senate of North Carolina having heard all of the facts in the ease of Senator Robbins, and the circumstances attending it, and believing that the act deserves the emphatic censure of the Senate and it is hereby eensured by this body."

Mr. Moore, of Carteret, moved to postpone indefinitely the entire subject.

The motion did not prevail.

Mr. Barrow moved to adjourn until to-morrow at 10 o'clock.

The motion was lost.

Mr. Respass moved the previous question on the substitute offered by Mr. Welker.

The motion was sustained, when

Mr. Moore, of Carteret, moved to adjourn.

The motion was lost.

Mr. Blythe demanded the yeas and nays on the passage of the substitute.

Agreed to.

The substitute was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Colgrove, Forkner, Galloway, Graham, Hayes, Lassiter, Legg, Lindsay, Love, Mason, Melehor, Moore of Yancey, Osborne, Riehardson, Respass, Scott, Shoftner, Welker and Winstead—21.

NAYS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Harrington, Hyman, Jones of Wake, Moore of Carteret, Smith and White—14.

Mr. Davis renewed his amendment, viz: "That it be the sense of this Senate, that Wm. M. Robbins be requested to eome before the Bar of this body and receive a reprimand."

The amendment was rejected by the following vote:

Yeas—Messrs. Davis and Smith—2.

Nays-Messrs. Barnes, Barrow, Beall, Bellamy, Brogden,

Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Respass, Scott, Shoffner, Welker, White and Winstead—33.

Mr. Brogden offered a substitute for the substitute of Mr. Welker, just adopted.

Pending the consideration of which, the Senate, on motion of Mr. Moore, of Carteret, adjourned until to-morrow at 10 o'clock, A. M.

THURSDAY, FEBRUARY 4th, 1869.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

Prayer by the Rev. Dr. Atkinson.

The Journal of Wednesday was read and approved.

Leave of absence was granted Tod R. Caldwell, President of the Senate, from and after to-day until Wednesday next.

To Mr. Burns until to-morrow.

To Mr. Graham from and after to-morrow until Monday next.

To Mr. Hyman for an indefinite period.

To Mr. Eaves until Wednesday next.

The unfinished business, being the consideration of the report of the Committee on Bribery and Corruption, together with the resolution offered by Mr. Rich, the amendment of Mr. Welker, and the amendment to the amendment in the shape of a substitute offered by Mr. Brogden, the same was taken up.

The substitute of Mr. Brogden was rejected by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Blythe, Colgrove, Davis, Eppes, Harrington, Legg, Moore of Carteret, Moore of Yancey, Smith and White—13.

NAYS—Messrs. Barnes, Beall, Cook, Forkner, Graham, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Osborne, Richardson, Respass, Scott, Shoffner and Welker—17.

Mr. Moore, of Carteret, moved to postpone indefinitely.

Mr. Eppes demanded the yeas and nays on the motion to postpone.

Agreed to.

The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Blythe, Cook, Davis, Harrington, Jones of Wake, Legg, Moore of Carteret and White—9.

NAYS—Messrs. Barnes, Barrow, Beall, Brogden, Colgrove, Eppes, Forkner, Galloway, Graham, Hayes, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Yancey, Osborne, Richardson, Respass, Scott, Shoffner, Smith and Welker—23.

Mr. Moore, of Carteret, moved to amend the amendment of Mr. Welker by striking out all after the word "Resolved," and insert "That the Senator from Rowan receive a vote of thanks."

The amendment was rejected by the following vote:

YEAS-Messrs. Bellamy and Moore of Carteret-2.

Navs—Messrs. Barnes, Barrow, Beall, Brogden, Blythe, Colgrove, Cook, Eppcs, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Yancey, Osborne, Richardson, Respass, Seott, Shoffner, Smith, Welker and White—28.

Mr. Barrow offered the following amendment:

WHEREAS, It appears by the report of the Committee on Bribery and Corruption, that W. M. Robbins, Senator from the 32d Senatorial District, did, on the 22d day of August last, receive from John W. Stephens the sum of twenty dollars for his services in sceuring the passage of a resolution through the Senate in favor of said Stephens; and Whereas, a Senator eannot rightfully receive any fee or reward for his services as a Senator beyond the *per diem* allowed by law; and

Whereas, the receiving of any fee or reward is a high breach of the privileges of the Senate and tends to the destruction of

legislative integrity: therefore

Resolved, That the Senator from the 32d Senatorial District be, and he is hereby eensured by the Senate of North Carolina.

Mr. Blythe demanded the yeas and nays.

The demand was sustained.

The amendment to the amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Lassiter, Lindsay, Love, Mason, Moore of Carteret, Moore of Yaneey, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Welker and White—26.

Nays—Messrs. Beall, Cook, Harrington and Melchor—4.

The substitute for the original resolution was then adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Respass, Seott, Shoffner, Smith, Welker and White—28.

Nays-Messrs. Bellamy, Cook and Harrington-3.

At the request of Mr. Robbins, permission was granted him to enter his statement on the Journal.

The report of the Committee on Bribery and Corruption was then concurred in and the Committee discharged.

On motion of Mr. Hayes, it was ordered that a message be sent to the House of Representatives, informing that body of the action of the Senate in relation to the report of the Committee on Bribery and Corruption, and a copy of the resolutions passed in relation to Mr. Robbins.

A bill reported by the Code Commissioners to regulate proceedings in partition and sale of real and personal property was read second time by sections.

Mr. Osborne moved to amend section four by inserting the words "the County" before "Surveyor."

The motion was rejected, when

Mr. Osborne moved to amend section four so as to read:

"The Commissioners are authorized to employ the County Surveyor, or, in his absence, or if he be connected with the parties, some other surveyor."

The amendment was adopted.

Mr. Richardson moved to strike out in section ten "\$2.50' and insert "\$1.50."

Mr. Welker moved to amend the amendment by striking out "\$1.50" and inserting "\$1.00."

The amendment was accepted by Mr. Richardson.

The amendment was adopted.

On motion of Mr. Jones, Mr. Sweet was granted leave of absence to appear before the Grand Jury of Wake County.

Mr. White moved to strike out in section ten "\$1.00" and insert "\$2.00."

The motion did not prevail.

Mr. Shoffner moved to amend section twenty-six by striking out "three" and inserting "one."

The motion was lost by the following vote:

YEAS—Messrs. Blythe, Forkner, Jones of Wake, Lindsay, Love, Mason, Melchor, Shoffner and Welker—11.

Nays—Messrs. Barnes, Barrow, Beall, Bellamy, Colgrove, Davis, Eppes, Graham, Harrington, Lassiter, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Robbins, Scott, Smith, Stephens and White—19.

Mr. Barnes moved to adjourn.

Not agreed to by the following vote:

YEAS—Messrs. Barnes, Bellamy, Cook, Forkner, Harrington, Lassiter, Respass, Robbins and Scott—9.

Nays—Messrs. Barrow, Beall, Davis, Eppes, Galloway, Graham, Hayes, Jones of Wake, Lindsay, Love, Melchor, Moore of Yancey, Osborne, Richardson, Shoffner, Smith, Stephens, Welker and White—19.

Mr. Graham moved to postpone the further consideration of the bill until to-morrow, at 11 o'clock, A. M.

Not agreed to.

Mr. Bellamy moved to adjourn, and demanded the yeas and nays.

Agreed to.

The motion did not prevail by the tollowing vote:

YEAS-Messrs. Barnes, Bellamy, Lassiter and Robbins-4.

NAYS—Messrs. Barrow, Beall, Blythe, Colgrove, Davis, Eppes, Forkner, Graham, Harrington, Jones of Wake, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker and White—25.

Mr. Moore moved to strike out "three" and insert "two." Rejected.

Mr. Bellamy moved to adjourn.

The motion was lost.

Section 27 then passed second reading.

Mr. Bellamy moved to adjourn.

The motion did not prevail.

Mr. Bellamy moved to strike out "five," in section 28, and insert "ten."

A quorum not voting, it was declared no vote.

Mr. Forkner moved to adjourn until to-morrow, at 10 o'clock, A. M.

The yeas and nays were demanded.

The call was not sustained.

The motion was lost.

Mr. Davis moved to amend section 29 by striking out "five," and inserting "ten."

The amendment was adopted.

Mr. Bellamy moved to adjourn, and on that motion called for the yeas and nays.

The call was not sustained.

The motion was rejected.

Mr. Bellamy moved to amend section 30 by striking out "twenty," and inserting "thirty."

Rejected.

Mr. Bellamy moved to adjourn.

The motion did not prevail.

The bill passed second reading.

Mr. Bellamy moved to adjourn.

The motion was not agreed to.

On motion of Mr. Cook, the following Senators were added to the Committee on Immigration:

Messrs. Moore of Yancey, Welker and Beall.

Mr. Osborne moved to suspend the rules to make a report. Not agreed to.

A communication was received from the Public Treasurer, read, ordered to be printed and made the Special Order for Wednesday next.

On motion, the Senate adjourned until to-morrow, at 10 o'clock, A. M.

FRIDAY, FEBRUARY 5th, 1869.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Thursday was read and approved.

Mr. Robbins entered the following protest:

PROTEST

vid. 10.611

Of Senator Robbins, of the 32d District, with his statement of the facts of his case.

As the Senate Journals contain a record of the grave charge of *bribery* against me, and certain action of the Senate thereon, I hereby enter my solemn protest against all that may appear tending to create the impression that I was ever really guilty of *bribery or corruption*. This I do to vindicate my name and character in the eyes of my countrymen and of impartial posterity.

These are the facts: Mr. J. W. Stephens was a contestant for a seat in this body at the summer session of 1868, but failed to establish his right to it. A resolution was then introduced by some Senator to allow Mr. Stephens mileage and per diem while here as a contestant. This claim I was in favor of allowing, and I had expressed my purpose to vote for it to several Senators, at various times, a day or two before the occurrence hereinafter narrated. Mr. Lindsay was one of those to whom I had thus expressed myself, as he has sworn. Mr. Melehor, Mr. Cook, Mr. Barnes and Mr. Harrington, all state the same thing, though they have not been sworn.

On Saturday morning, August 22d, this resolution came up for consideration. That was the last working day of the session; I was extremely busy, and my mind much engaged and absorbed in many matters requiring attention. A short time

before that resolution came up, Mr. Stephens met me in the lobby and asked me what I thought of his claim to mileage and per diem. I at once said I was in favor of it and was going to vote for it. This accords with my recollection and his testimony. As I remember it, he then added: "As you are in favor of it, I want to employ you as my lawyer, to advocate my claim, and as compensation for your trouble I will pay you a fee of twenty dollars." I think I said: "That's just as you please, but I will do as you have requested." This was the substance of what passed; and the words about "lawyer," and "fee as a lawyer," I know were used. The whole conversation did not occupy three minutes, in my opinion. was the only conversation I ever had with him on the subject. Indeed, I was barely acquainted with him, personally, and do not believe I had ever spoken to him twice before in my life. In an honr or two afterward, as I was hurrying out of the Capitol, he came to me and handed me the fee without a word.

Now, I can only say that from absence of mind, from the habits of thought of the court-room, from the smallness of the sum, and the hurry I was in that day, this little transaction made so slight an impression on me, and awakened so little real attention, that the question of propriety or impropriety did not present itself. Not only was there no intention to do wrong, there was no thought of wrong. No reasonable man will think that I would have risked my reputation in the hands of almost a stranger, and a political adversary, too, for twenty dollars. This is what I must have done, if I was then doing an act consciously wrong or corrupt. And he swears, too, that I said no word about concealment or secresy.

I very soon forgot the incident entirely. During all the discussions on the resolutions, which I myself introduced, to inquire into the rumors of bribery and corruption, I never once recollected it. Subsequently it flashed on my memory as if by accident. Whilst thinking how pleasant it was to feel blameless and safe from all danger as the investigation

thus have done justice to a brother Senator (What may be

was progressing, suddenly the thought that this little fee had been paid me came to my memory; and as my attention was then alive on such questions, it did not take me an instant to pronounce my own mental verdict on its impropriety, and to resolve to undo it and restore that fee to the giver.

By some means the rumor of this incident reached the ears of men. I saw at once in what an embarrassing position I was placed. I was to be charged with bribery. My name was to be in all men's months, coupled with a disgraceful imputation about a matter readily misconstrued and not easy to explain satisfactorily. I saw that if I denied it, my word and my character might possibly overbear the single man who alone could contradict me, and I could perhaps trample down the entire charge as a slander. At first I staggered and hesitated. But to do this was wrong, and God helped me to do right.

I went voluntarily, before any steps were taken to investigate it, and stated the facts as I have stated them here. It required more than human strength to enable me to do so, and to endure the storm which has followed. But a consciousness of upright intentions has sustained me.

A resolution of censure has been passed. I requested my friends to vote for the censure, because I do not approve the act in itself, and I wished a proper precedent established and principle vindicated. Some have seemed careless of my feelings. Some have appeared to delight in my humiliation. Many have misunderstood me. A few have sought my total ruin. I forgive them all. Those who have defended me will never regret it; I thank them.

My own judgment is, that accidental circumstances have magnified a very trifling incident into a great misfortune to me. It was a mere inadvertence on my part, without the least improper intent or motive. Such is the nearly unanimous opinion of all the Senators as they have freely expressed it. Might they not have embodied as much in a public act, and thus have done justice to a brother Senator? What may be

the ultimate influence of this occurrence on my destiny is unforceseen. I leave that to God.

I protest that I am guilty of no bribery, no corruption, no dishonesty. I protest that I am incapable of such things, and utterly abhor them. And, now, I place here this my protest and statement, and leave my cause to men's common sense and love of justice. They will exonerate from every blot my name and memory.

WM. M. ROBBINS.

Senate bill to incorporate the Jamesville and Washington Rail Road and Lumber Company passed its several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Harrington, Jones of Wake, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Osborne, Riehardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White and Wilson—29.

NAY-Mr. Bellamy-1.

A message was received from the House of Representatives, transmitting the following engrossed House bills and resolutions, which passed first reading and were referred as stated:

A bill to incorporate Jefferson Lodge, No. 219, of Free and Accepted Masons, in Jefferson, Ashe County.

A bill to incorporate Rehoboth Lodge, No. 279, of A. Y. Masons, at Teachey's, in the County of Duplin.

A bill to incorporate Hebriton Lodge in Lenoir, Caldwell County.

To the Committee on Corporations.

A bill to prevent the felling of trees in the waters of Mitchell River, or throwing other obstructions therein.

To the Committee on Propositions and Grievances.

Resolution in favor of W. T. Wiggins, R. Y. McAden and R. C. Harper.

Resolution in favor of Elias Longeryer of Catawba County.

Resolution in favor of B. T. Buehanan, Sheriff of the County of Jackson.

Resolution in favor of Andrew O'Kerr.

Bill for the relief of J. A. Long, late Sheriff of the County of Richmond.

To the Committee on Finance.

Resolution in relation to the Treasury.

Placed on the ealendar.

The House of Representatives concurred in Senate bill to protect certain citizens of North Carolina who rented lands of the United States Treasury Agents during the late war.

Mr. Winstead introduced a bill to incorporate the Old North State Insurance Company.

Read first time and referred to the Committee on Corporations.

Mr. Welker, a bill to define and punish bribery.

Read first time and referred to the Judieiary Committee.

Mr. Moore, of Yaneey, a bill to amend chapter 8 of the Code of Civil Procedure.

Read first time and referred to the Judiciary Committee.

Mr. Sweet, a bill to protect the State against fraudulent sale of property for the use of a Penitentiary.

Read first time and referred to the Judiciary Committee.

Mr. Welker, a resolution providing for night sessions.

Also, a resolution relative to the Penitentiary.

Laid over under the rule.

The President pro tem. ratified resolution setting apart Saturday for the consideration of private bills.

Mr. Lassiter ealled up engrossed House bill to amend an aet entitled the Code of Civil Procedure, which was read second time.

The amendments reported by the Judieiary Committee, to whom the bill was referred, were adopted.

Mr. Graham offered a number of amendments proposed by the Code Commissioners, which were adopted

The bill, as amended, passed second reading.

The rules were suspended and the bill was read third time.

Mr. Respass moved to amend section 5 by striking out "see-end," in line 4, and inserting "fourth," also, by striking out "fourth," in line 5, and inserting "second."

The amendments were adopted.

After considerable discussion, Mr. Jones moved to recommit the bill to the Judiciary Committee.

The motion was lost.

Mr. Hayes moved a reconsideration of the vote by which the Senate refused to commit.

Mr. Shoffner moved to lay that motion on the table.

Mr. Moore, of Carteret, demanded the yeas and nays.

The demand was sustained.

The motion to lay on the table was lost by the following vote:

YEAS—Messrs. Barnes, Burns, Forkner, Galloway, Graham, Lassiter, Osborne, Scott, Shoffner, Sweet, Welker and White—12.

Nays—Messrs. Barrow, Beall, Brogden, Blythe, Colgrove, Davis, Eppes, Hayes, Harrington, Jones of Wake, Legg, Lindsay, Long, Mason, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Robbins, Smith, Stephens and Wilson—23.

The motion to reconsider prevailed.

Mr. Moore, of Carteret, moved the previous question on the motion to recommit.

On this motion, a quorum not voting, the motion failed.

Mr. Moore, of Carteret, moved a call of the House.

The mction was sustained.

The roll was called and the following Senators answered to their names:

Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Osborne, Richardson, Respass,

Robbins, Seott, Shoffner, Smith, Stephens, Welker and White—total 31.

Further proceedings under the call were stopped.

The motion to recommit prevailed by the following vote:

YEAS—Messrs. Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Hayes, Harrington, Jones of Wake, Legg, Long, Love, Mason, Moore of Carteret, Moore of Yancey, Richardson, Smith and Stephens—18.

NAYS—Messrs. Barnes, Beall, Graham, Lassiter, Lindsay, Melchor, Osborne, Seott, Shoffner, Sweet, Welker and White—12.

Leave of absence was granted to Mr. Robbins until Wednesday next.

To Mr. Osborne until Tuesday next.

To Mr. Harrington until Friday next.

To Mr. Jones until Tucsday next.

Mr. Osborne, for the Judieiary Committee, reported back to the Senate with amendments, Senate bill to establish a Board of Arbitrators for each County.

Ordered to be printed.

Mr. Lassiter asked a suspension of the rules to introduce a bill.

Not agreed to.

Mr. Moore, of Carteret, moved to adjourn until 7½ o'eloek, P. M.

The motion did not prevail.

When, on motion of Mr. Moore, of Yancey, the Senate adjourned until to-morrow, at 10 o'clock, A. M.

ton, down which will be not delivered a

SATURDAY, FEBRUARY 6th, 1869.

The Senate met pursuant to adjournment.

The President pro tem in the Chair.

The Journal of Friday was read and approved.

Leave of absence was granted Mr. Lindsay until Friday next.

The leave of absence granted Mr. Eaves was extended until the 12th inst.

Mr. Moore, of Carteret, for the Committee on Corporations, reported favorably on the following bills:

Engrossed House bill to incorporate Hebriton Lodge in Lenoir, Caldwell County.

Engrossed House bill to incorporate Jefferson Lodge, No. 219, of Free and Accepted Masons, in Jefferson, Ashe County.

Engrossed House bill to incorporate Waynesville Lodge, No. 259, A. Y. M., in the Town of Waynesville, County of Haywood.

Engrossed House bill to incorporate Atlantic Lodge, No. 238, A. Y. M., at Indian Ridge, in the County of Currituck.

Engrossed House bill to incorporate Rehoboth Lodge, No. 269, of A. Y. Masons, at Teachey's, in the County of Duplin.

Engrossed House bill to incorporate Castle Hayne Vineyard Company.

Senate bill to incorporate the Town of Mount Airy, in Surry County.

Mr. Welker presented a petition from the members of the medical profession.

Referred to a Special Committee, consisting of Messrs. Welker, Barrow and Davis.

Senate bill to allow the City of Raleigh to issue bonds was read second time and laid over.

Mr. Forkner introduced a bill to authorize the subscription of real estate to the North-Western North Carolina Rail Road Company, and for other purposes.

Read first time and placed on the calendar.

Mr. Welker, a bill to charter the Bank of Greensboro'.

Read first time and referred to the Committee on Finance.

Mr. Respass, a bill for the better establishment of a certain grant in the County of Beaufort.

Read first time and referred to the Committee on Propositions and Grievances.

A message was received from the Honse of Representatives, transmitting the following engrossed House bills and resolutions, which passed first reading and were referred as stated:

A bill to prescribe the power and duty of the Governor in respect to fugitives from Justice.

To the Judiciary Committee.

A bill to incorporate the Littleton Manufacturing Company. To the Committee on Corporations.

A bill to change the County line between the Counties of Alleghany and Surry.

To the Committee on Propositions and Grievances.

Resolution concerning a room for the Superintendent of Public Works.

To the Committee on Propositions and Grievances.

Resolution to provide the State Geologist with a room.

To the Committee on Propositions and Grievances.

Resolution in relation to the Executive Mansion.

Adopted.

The House of Representatives concurred in Senate bill to incorporate the Beautort Harbor Steam Ferry Company of North Carolina.

Also, Senate bill to incorporate the Jamesville and Washington Rail Road and Lumber Company.

Also, Senate resolution in favor of W. M. D. Moore.

Engrossed House bill to amend the charter of the Union Manufacturing Company passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Eaves, Eppes, Forkner, Galloway, Hayes,

Harrington, Lassiter, Legg, Lindsay, Long, Melehor, Moore of Carteret, Moore of Yancey, Riehardson, Respass, Scott, Smith, Sweet, Welker, White, Wynne and Wilson -29.

NAYS-None.

Engrossed House bill to amend the charter of the Judson Female College, located at Hendersonville, was read third time.

Mr. Love moved to strike out section three.

The motion did not prevail by the following vote:

YEAS-Messrs. Barnes, Davis, Hayes, Harrington, Legg,

Love, Melchor, Respass, Sweet and Wilson-11.

NAYS-Messrs. Beall, Brogden, Burns, Blythe, Colgrove, Forkner, Lassiter, Lindsay, Long, Moore of Carteret, Moore of Yancey, Smith, Welker, White and Wynne-15.

The bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Lassiter, Legg, Lindsay, Long, Moore of Carteret, Moore of Yancey, Smith, Welker, White, Wynne and Wilson-20.

NAYS-Messrs. Barnes, Hayes, Harrington, Love, Mason, Melehor, Respass and Scott-8.

Engrossed House bill to incorporate the Jonesville Lodge, No. 227, in the County of Yadkin, passed third reading by the following vote:

YEAS-Mcssrs. Barnes, Barrow, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Mason, Melehor, Moore of Carteret, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson-29.

Nays-None.

Engrossed House bill to amend the charter of the Green Swamp Company passed third reading by the following vote:

YEAS-Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—29.

Nays-None.

Engrosed House bill to incorporate Lee Lodge, No. 353, of A. Y. Masons, in the Town of Taylorsville, Alexander County, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Davis, Forkner, Galloway, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Riehardson, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—28.

NAYS-None.

Engrossed House bill to authorize the Sheriff of Columbus County to eolleet arrears of taxes passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Richardson, Respass, Scott, Smith, Stephens, Sweet, White, Wynne and Wilson—28.

Nay-Mr. Welker-1.

Engrossed House bill for the relief of William H. Gentry, Sheriff of Stokes County, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Riehardson, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—29.

NAYS-None.

Engrossed House resolution for the relief of D. A. Spivey passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Lassiter, Legg, Lindsay, Long, Love, Mason, Melehor, Moore of Carteret, Richardson, Scott, Smith, Sweet, White, Wynne and Wilson—27.

Nay-Mr. Welker-1.

Engrossed House resolution in favor of A. J. Murray, Sheriff of the County of Haywood, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Richardson, Respass, Scott, Smith, Sweet, White and Wilson—28.

NAY-Mr. Welker-1.

Senate bill in favor of Moore & Cashwell passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Harrington, Lassiter, Lindsay, Love, Mason, Melchor, Richardson, Scott, Smith, Sweet, Wynne and Wilson—24.

NAVS-Messrs. Hayes, Legg, Long, Moore of Carteret, Welker and White-6.

Senate bill to incorporate Tabasco Lodge of Masons passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—29.

NAYS-None.

Senate bill to incorporate the Woodlawn Cotton and Woolen Manufacturing Company in the County of Gaston passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Scott, Smith, Stephens, Sweet, White, Wynne and Wilson—30.

NAYS-None.

Senate bill to incorporate the Yellow Mountain Bridge Company passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Scott, Smith, Stephens, Sweet, Wynne and Wilson—29.

NAYS-None.

Senate bill to incorporate the Raleigh Cemetery Association

passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Davis, Forkner, Hayes, Harrington, Lassiter, Lindsay, Long, Love, Mason, Mclehor, Moore of Carteret, Moore of Yaneey, Richardson, Respass, Scott, Smith, Stephens, Sweet, Wynne and Wilson—27.

NAY-Mr. Cook-1.

Senate bill to incorporate Richland Lodge, No. 204, Free and Accepted Masons in the Town of Thomasville, Davidson County, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Blythe, Cook, Davis, Forkner, Hayes, Harrington, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yaneey, Richardson, Respass, Scott, Smith, Stephens, Sweet, Wynne and Wilson—26.

NAYS-None.

Senate bill to amend an aet to incorporate the Town of Lillington, in the County of New Hanover, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Scott, Smith, Stephens, Sweet, White, Wynne and Wilson—29.

NAYS-None.

Senate bill to incorporate the International Commercial

Company of the City of Norfolk, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Richardson, Respass, Scott, Smith, Stephens, Sweet, White, Wynne and Wilson—27.

Nays-None.

Senate bill to incorporate the North Carolina Purchase and Trust Association passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Richardson, Respass, Seott, Smith, Stephens, Sweet, White, Wynne and Wilson—27.

NAYS-None.

Engrossed House bill to incorporate Castle Hayne Vineyard Company was amended by striking out "William A. Willard."

As amended, the bill passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Hayes, Harrington, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Richardson, Respass, Scott, Smith, Stephens, Sweet, Wynne and Wilson—26.

NAYS-None.

Engrossed Honse bill to renew the charter of the Richmond Manufacturing Company, was amended by substituting \$200,000 for \$150,000, also by adding the name of A. J. Derriset to the list of incorporators.

Mr. Cook moved to further amend by adding a new sections exempting the Company from taxation.

The amendment did not prevail by the following vote:

YEAS—Messrs. Colgrove, Cook, Galloway, Hayes, Moore of Carteret and Sweet—6.

Navs—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Harrington, Lassiter, Lindsay, Long, Love, Mason, Melchor, Richardson, Respass, Scott, Smith, Welker, White and Wilson—23.

Mr. Cook moved to postpone indefinitely the further consideration of the bill.

The motion did not prevail.

Mr. Davis moved to strike out the name of W. F. Leake.

The motion was lost by the following vote:

YEAS—Messrs. Blythe, Davis, Forkner, Galloway, Long, Respass, Smith, Stephens and White—9.

NAVS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Colgrove, Cook, Eppes, Lassiter, Lindsay, Mason, Melchor, Moore of Carteret, Richardson, Scott, Welker, Wynne and Wilson—18.

The bill, as amended, passed third reading by the following vote:

Yeas—Messrs. Barnes, Barrow, Beall, Brogden, Eppes, Forkner, Galloway, Hayes, Harrington, Lassiter, Lindsay, Long, Love, Mason, Melchor, Richardson, Respass, Scott, Stephens, Sweet, Welker, White, Wynne and Wilson—24.

NAYS -Messrs. Burns, Blythe, Cook and Davis-4.

Engrossed House resolution allowing pay to the Clerk employed by the Committee on Bribery and Corruption passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Forkner, Galloway, Hayes, Harrington, Lassiter, Lindsay, Mason, Melchor, Richardson, Scott and White—16.

NAYS—Messrs. Blythe, Colgrove, Cook, Davis, Legg, Long, Love, Moore of Carteret, Smith, Welker and Wilson—11.

Engrossed House bill for the relief of F. M. Pittman, of the County of Lenoir, for an over assessment of taxes for the year 1868, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, 17

Colgrove, Eppes, Forkner, Galloway, Harrington, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Carteret, Richardson, Scott, Smith, Sweet, White, Wynne and Wilson—23.

NAYS-Messrs. Hayes, Respass and Welker-3.

Senate bill to incorporate the Wilmington Life Insurance Company was read the third time.

Mr. Sweet moved to amend by striking out section 17, also, by striking out all after the number of the last section and insert "This charter shall be perpetual."

The amendments were adopted.

Mr. Barrow moved to strike out all of section one after the word "Justice" in line 20.

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Mason, Melehor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—31.

NAYS-None.

Mr. Moore, of Carteret, from the Committee on Corporations, to whom was referred the petition of J. L. Stator, reported by bill, which was read first time and placed on the calendar.

The President pro tem. ratified:

A resolution setting apart Saturday for the consideration of private bills.

Resolution in favor of the Clerk of the Committee on Bribery and Corruption,

Mr. Respass gave notice that 30 days from this date he would introduce a bill to vacate and make void a grant of land from the State to Richard C. Windley, dated December 29th, 1857, situated on Bath Town Creek, in Beaufort County, No. 1,227, containing 300 aeres.

Mr. Blythe, by unanimous consent, introduced a resolution authorizing the Governor to appoint a Mayor and Commissioners for the Town of Hendersonville.

On motion, the Senate adjourned until Monday, at 10 o'elock, A. M.

MONDAY, FEBRUARY 8th, 1869.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Saturday was read and approved.

A message was received from the House of Representatives, transmitting engrossed House bill to authorize the Commissioners of Duplin County to levy a special tax for building and repairing public bridges in said County.

On motion of Mr. Scott, the rules were suspended, and the

bill passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns,. Blythe, Colgrove, Davis, Eppes, Forkuer, Galloway, Hayes, Lindsay, Long, Love, Mason, Melehor, Moore of Carteret. Richardson, Respass, Scott, Smith, Stephens, White, Wynne, and Wilson—26.

NAYS-Messrs. Graham, Legg and Weller-3.

Mr. Long gave notice of his intention to introduce a bill to, extend the corporate limits of the Town of Thomasville.

Mr. Melchor, of a bill to amend the charter of the North-Carolina College at Mount Pleasant in the County of Cabarrus.

Mr. Richardson, of a bill conferring certain powers on the County Commissioners.

Mr. Respass introduced a bill relative to public land.

Read first time and referred to the Committee on Propositions and Grievances.

Mr. Blythe, a substitute for his resolution offered Saturday.

Read first time and referred to the Committee on Corporations.

A bill by Code Commissioners to amend Title XXI, of the Code of Civil Procedure, was read third time.

Mr. Love moved to amend section 2, class 4, line 14, by striking out "five" and inserting "three."

The question was divided.

The motion to strike out prevailed.

The motion to insert "three" prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Colgrove, Davis, Forkner, Graham, Lindsay, Long, Love, Mason, Melchor, Osborne, Richardson, Respass, Scott, Welker, White and Wilson—20.

NAYS—Messrs. Barrow, Cook, Eppes, Hayes, Legg, Moore of Carteret, Moore of Yancey, Smith and Stephens—9.

Mr. Love moved to amend section 5, line 7, by striking out the words "and fifty cents."

The vote stood, yeas 13, nays 13.

The President pro tem voting in the affirmative, the motion prevailed.

The bill, as amended, passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Graham, Hayes, Legg, Mason, Melchor, Osborne, Scott, Smith, Stephens and Sweet—18.

Navs—Messrs. Barnes, Blythe, Forkner, Lindsay, Long, Love, Moore of Carteret, Moore of Yancey, Richardson, Welker, White and Wilson—12.

On motion of Mr. Stephens, the vote just taken was reconsidered, when

Mr. Cook offered the report of the Joint Committee on Salaries and Fees as a substitute.

On motion of Mr. Brogden, the further consideration of the subject was postponed until Thursday next, at 11 o'clock.

Mr. Lindsay presented a petition from the citizens of Roekingham County.

Read and referred to the Committee on Corporations.

Code bill to regulate proceedings in the partition and sale of real and personal property was read third time.

Mr. Richardson moved to amend section 22, linc 2, by striking out "five" and inserting "three."

The amendment was adopted.

Mr. Respass moved to amend section 27, by adding as follows, viz: "Provided, That no common claimant shall work on any such lands until such division shall be made."

The amendment was adopted.

Mr. Welker moved to amend section 22 by striking out the words "any three" line 4, and inserting "a majority."

The amendment was adopted,

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Graham, Hayes, Lindsay, Long, Mason, Melehor, Osborne, Richardson, Respass, Scott, Smith, Stephens, Sweet, Welker and White—25.

NAYS—Messrs. Love and Wilson—2.

The President pro tem. ratified:

An aet making an appropriation for seeuring the Insane Asylum against loss by fire.

Resolution for the relief of A. J. Johnson.

An act to incorporate the North Carolina Land Company.

An act to repeal an act providing for furnishing the Executive Mansion.

Resolution in relation to the special tax on whiskey.

An act to incorporate the Madern Mining Company.

An act to incorporate the North Carolina Manufacturing Loan and Trust Company.

An act to protect certain citizens of North Carolina who

rented lands of the United States Treasury agents during the late war.

An act to establish a Turnpike Road from Marion in the County of McDowell, to Asheville, in the County of Buncombe.

An act to incorporate the Jamesville and Washington Rail Road and Lumber Company.

A resolution for the relief of W. M. D. Moore.

An act to incorporate Beaver Dam Lodge, No. 276, Ancient Free and Accepted Masons in the County of Union, North Carolina.

An act to legalize certain official acts of the Chairmen of the late Courts of the State.

An act to amend an act passed and ratified the 16th day of February, 1859, to regulate the sale of spirituous liquors in the Town of Asheville.

A act to incorporate Gaston Lodge, No. 263, Free and Accepted Masons in the County of Gaston, North Carolina.

An act to incorporate Unaka Lodge, No. 268, of Free and Accepted Masons in the Town of Webster, Jackson County.

An act to incorporate Burnsville Lodge, No. 192, in the County of Yancey.

Resolution in favor of T. C. Humphries, late Sheriff of Currituck County.

Resolution extending the time given to the Joint Committee on Banks.

Resolution in favor of T. H. Alexander, late Clerk of the Court of Pleas and Quarter Sessions for the County of Tyrcll.

An act authorizing Pitt County to raise a special tax for certain purposes.

An act to authorize the Commissioners of the Town of Tarboro' to convey the right of way to the Williamston and Tarboro' Rail Road Company.

Mr. Colgrove called up Code bill to prescribe the power and duty of the Governor in respect to fugitives from Justice.

The bill was read second time.

Mr. Colgrove moved to amend section 1, line 2, by striking out the word "capital."

The amendment was adopted.

As amended, the bill passed second reading.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Long, Mason, Melchor, Osborne, Richardson, Respass, Scott, Smith, Stephens, Sweet and Welker—24.

Nays-Mcssrs. Love and White-2.

A communication was received from the Code Commissioners, transmitting a bill concerning the duties and powers of State officers.

Read first time and referred to the Committee on Finance.

Also, a bill to amend and consolidate the several acts of the General Assembly of this State for the organization and government of the University, and for other purposes.

Read first time and referred to the Committee on Education.

Mr. Welker called up a resolution introduced by himself in relation to the Penitentiary.

Mr. Barrow offered a resolution previously offered by himself as a substitute.

Mr. Barrow moved to amend his resolution by making the Committee five on the part of the House of Representatives, and three on the part of the Senate.

The motion was not sustained.

The substitute was adopted.

The resolution, as amended, was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Graham, Legg, Lindsay, Long, Love, Mason, Melchor, Osborne, Richardson, Respass, Scott, Smith, Sweet, Welker, White, Wynne and Wilson—27.

NAYS-Messrs. Cook, Hayes and Stephens-3.

At the request of Mr. Welker, the Senate Penitentiary Committee was discharged.

Mr. Graham introduced a resolution requesting certain information from the Secretary of State.

Laid over under the rule.

Engrossed House bill to protect cattle from distempers or other infectious diseases passed second reading.

Senate bill for the better protection of infant tenants in common was read second time and indefinitely postponed.

Senate bill allowing Solicitors to administer oaths in certain cases passed second reading.

Senate bill to provide a general incorporation act was read second time and was postponed until to-morrow week.

Leave of absence was granted Mr. Welker until Thursday next.

To Mr. Lassiter until Wednesday next.

On motion of Mr. Galloway, the Senate adjourned until tomorrow, at 10 o'clock, A. M.

TUESDAY, FEBRUARY 9th, 1869.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Monday was read and approved.

Mr. Long presented a petition from the citizens of Forsyth County.

Read and referred to the Committee on Propositions and Grievances.

The House of Representatives concurred in Senate bill to prevent the felling of trees in the Catawba River and its tributaries.

Also, Senate bill in regard to the election of municipal offi-

eers in the Town of Hertford, Perquimans County, and transmitted the following engrossed House bills, which were read first time and referred as stated:

Bill to incorporate the Town of Henderson.

To the Committee on Corporations.

Bill authorizing the North-Western North Carolina Rail Road Company to receive subscriptions in lands, &c., to the capital stock of the Company.

To the Committee on Internal Improvements.

Bill to incorporate the Davidson Rail Road Company.

To the Committee on Internal Improvements.

The following notices of the introduction of bills were given:

By Mr. Martindale, of a bill taxing all Rail Road Companies in the State.

Also, a bill to regulate the fishing interest in Eastern North Carolina.

By Mr. Moore, of Yaneey, of a bill to stop all fishing with seins and drag nets in the waters of North Carolina for the next two years.

By Mr. Legg, of a bill empowering the County Commissioners of Brunswick County to investigate the official transactions of the late officers of said County.

Mr. Long introduced a bill to extend the eorporate limits of the Town of Thomasville.

Read first time and referred to the Committee on Corporations.

Mr. Richardson, a bill to confer power upon the Commissioners of Counties.

Read first time and referred to the Judiciary Committee.

Also, a bill to dispense with the private examination of married women in the conveyance of real estate in all eases except in disposing of the homestead.

Read first time and referred to the Judiciary Committee.

Code bill to prescribe the power and duties of the Governor in respect to fugitives from justice was read third time.

Mr. Love moved to strike out section four.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Lindsay, Love, Melchor, Scott and Wilson—7.

Nays—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Legg, Moore of Carteret, Moore of Yancey, Osborne, Respass, Smith, Stephens, Sweet, White and Wynne—25.

Mr. Love moved to add as follows to section four:

Provided, Such detective force shall in no case whatever receive any compensation for services rendered except where the felon is arrested and confined in the jail of the County where the felony was committed, or in that of an adjoining County.

The motion was not sustained by the following vote:

YEAS—Messrs. Beall, Lindsay, Long, Love, Melchor, Moore of Yancey, Respass, White and Wilson—9.

Nays—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Legg, Mason, Martindalc, Moore of Carteret, Osborne, Richardson, Scott, Shoffner, Smith, Stephens and Sweet—27.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bcall, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Legg, Lindsay, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Scott, Shoffner, Smith, Stephens, Sweet and White—29.

NAYS—Messrs. Cook, Long, Love, Mason, Osborne, Respass and Wilson—7.

Engrossed House bill to protect cattle from distempers and other infectious diseases passed third reading by the following vote:

YEAS-Messrs. Barnes, Barrow, Beall, Brogden, Blythe,

Davis, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Wake, Legg, Lindsay, Love, Mason, Melchor, Richardson, Respass, Scott, Smith, Stephens, White, Wynne and Wilson—25.

Nays—Messrs. Burns and Colgrove—2.

Senate bill allowing Solicitors to administer oaths in certain cases passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Wake, Lindsay, Long, Love, Mason, Melchor, Osborne, Riehardson, Respass, Scott, Smith, Stephens, Sweet, White, Wynne and Wilson—28.

NAYS-Messrs. Bellamy and Legg-2.

Senate bill to remove obstructions in the Peedee, Yadkin and Uharrie Rivers for the purpose of allowing shad and other fish free passage up said rivers passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Long, Martindale, Melchor, Moore of Carteret, McLaughlin, Respass, Scott, Smith, Stephens, White and Wynne—25.

NAYS—Messrs. Bellamy, Graham, Lindsay, Love, Osborne, Richardson and Wilson—7.

Senate bill to establish a Turnpike Road in the County of Carteret passed second reading by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Burns, Blythe, Cook, Eppes, Forkner, Jones of Wake, Love, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Riehardson, Respass, Scott, Smith and Stephens—19.

NAYS—Messrs. Barnes, Galloway, Graham, Hyman, Long, Melchor and Shoffner—7.

When the bill was made a Special Order for Thursday next at 11 o'elock, A. M.

Engrossed House bill to change the terms of holding the Courts in the 9th, 10th, 11th and 12th Judicial Districts was read second time.

The amendment recommended by the Judiciary Committee, to whom the bill was referred, was rejected.

Mr. Love moved to amend section five by striking out "April and September" and inserting "March and August."

The motion did not prevail.

The bill passed second reading.

The rules were suspended, and the bill passed third and final reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Graham, Hyman, Jones of Wake, Legg, Lindsay, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Riehardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White and Wynne—29.

Navs-Messrs. Love and Wilson-2.

Senate bill to allow eauses to be reheard in certain cases passed second reading.

On motion of Mr. Osborne, the rules were suspended, when the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Cook, Eppes, Forkner, Graham, Hyman, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Respass, Seott, Shoffner, Smith, Stephens, Sweet, White, Wynne and Wilson—29.

NAYS-None.

Senate bill to provide a trial jury for the second week of the term of the Superior Courts passed its several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Hyman, Jones of Wake, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Riehardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White, Wynne and Wilson—30.

NAYS-None.

Engrossed House bill to amend section 3, chapter 39 of the

Revised Code in regard to obtaining divorces was read second time.

The amendments offered by the Judiciary Committee, viz: to strike out sections one and three, were adopted by the following vote:

YEAS -- Messrs. Barnes, Barrow, Beall, Burns, Blythe, Colgrove, Forkner, Graham, Hyman, Jones of Wake, Lindsay, Long, Love, Mason, Martindale, Mclchor, Osborne, Richardson, Scott, Shoffner, Smith, Sweet, White, Wynne and Wilson—25.

NAVS—Messrs. Brogden, Cook, Galloway, Hayes, Moore of Yancey and Stephens—6.

The bill, as amended, passed second reading.

Code bill relating to special proceedings in cases of mills was read second time.

The amendment reported by the Judiciary Committee, viz: to substitute the following for section 16 was adopted:

"Each commissioner appointed under this chapter shall be entitled to two dollars per day, to be paid and taxed as the other costs provided in this act."

The bill, as amended, passed second reading.

The House of Representatives transmitted engrossed House resolution authorizing the Board of Education to sell certain Rail Road stock.

Read first time and placed on the calendar.

Mr. Burns moved to reconsider the vote by which the Senate passed Senate bill, removing obstructions in the Pedce, Yadkin and Uharrie rivers for the purpose of allowing shad and other fish free passage up said rivers.

On motion of Mr. Respass, the Senate adjourned until tomorrow at 10 o'clock, A. M.

WEDNESDAY, FEBRUARY 10th, 1869.

The Senate met pursuant to adjournment.

The President pro tem. in the Chair.

The Journal of Tuesday was read and approved.

Mr. Rich presented a petition from the eitizens of Pitt County.

Read and referred to the Committee on Fisheries.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on Senate bill respecting the County Treasurer.

Mr. Osborne, for the Judiciary Committee, reported a substitute for engrossed Honse bill to amend the Code of Civil Prccedure and reported unfavorably on Senate bill to amend chapter 8 of the Code of Civil Procedure.

Mr. Barrow, for the same Committee, reported favorably on Senate bill to protect the State against fraudulent sale of property for the use of a Penitentiary.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably on Senate bill for the better establishment of a certain grant in Beaufort County.

Also, Senate bill relative to public lands.

The House of Representatives transmitted the following engrossed House bills:

A bill to incorporate the Cape Fear Fire Insurance Company of Wilmington.

Read first time and referred to the Committee on Corporations.

A bill to amend an act concerning the Register of Deeds.

Read first time and referred to the Judiciary Committee.

A bill to grant a Town lot in the City of Raleigh to Trustees to be used for the education of children passed its several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS-Messrs. Barnes, Barrow, Beall, Beasley, Bellamy,

Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Hyman, Jones of Wake, Legg, Lindsay, Long, Mason, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Rich, Richardson, Scott, Schoffner, Smith, Stephens, Welker, White, Wynne and Wilson—33.

Navs-Messrs. Love and Melchor-2.

The House of Representatives notified the Senate of their eoncurrence in Senate bill to amend the charter of the Town of Lenoir, Caldwell County.

Mr. Lindsay, for the Committee on Claims, reported a resolution in favor of W. H. & R. S. Tucker.

Read first time and placed the on calendar.

Leave of absence was granted Mr. Burns for to-morrow.

Mr. Respass until Friday next.

A communication was received from the Code Commissioners, transmitting a bill to amend certain sections of the Revised Code.

Read first time and referred to the Judieiary Committee.

Also, a bill to provide the procedure in special proceedings generally, and in application for widow's year's support and in dower.

Read first time.

Mr. Barrow called for a suspension of the rules to put this bill on its passage.

Not agreed to.

Mr. Hayes moved to make the bill a Special Order for 7½ o'clock, P. M.

Not agreed to.

Mr. Shoffner moved to refer the bill to the Judieiary Committee.

The motion was not sustained, when the bill was placed on the calendar.

The following notices of the introduction of bills were given: By Mr. Barrow, of a bill to prevent the distruction of fish in the waters of the State. By Mr. Galloway, of a bill to incorporate the New Hanover Laborers' and Farmers' Association.

Also, of a bill to incorporate the Wilmington Laborers' Protective Association.

By Mr. Blythe, of a bill to require all land holders who have open lines to run out and mark the same within one year from the ratification of this act.

By Mr. Rieh, of a bill providing for the better protection of the fishing interests of Pamlico and Tar Rivers.

The eonsideration of engrossed House bill to provide for the collection of taxes by the State and by the several Counties of the State on property, polls and incomes on second reading, being the Special Order for the day, was taken up and read by sections.

Mr. Love moved to amend section 3, line 2, as follows: insert after the word "held," the words "within thirty days after the ratification of this act, and on," strike out the word "before" and "the year 1869 and," in lines 2 and 3.

The amendments were adopted.

Mr. Brogden moved to strike out "one hundred" in section 5 and insert "twenty-five."

Not agreed to.

Mr. Love moved to amend section 7 by striking out "twenty" and inserting "ten."

Adopted.

Mr. Love moved to amend section 12, paragraph 1, by striking out all except the quantity of land listed in the Township the last valuation.

The amendment was lost.

Mr. Graham moved to insert after the word "value" line 1, the words as follows: [Without specifying articles.]

The amendment was adopted.

Mr. Graham moved to strike out all after the word "Instrument" in paragraph 3, section 12, and insert as follows: "Jewelry worn by males, including watch chains, seals, keys, not exceeding twenty-five dollars."

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Mr. Lindsay moved to amend the amendment by substituting "ten" for "twenty-five."

Not agreed to.

The amendment of Mr. Graham was lost.

Mr. Love moved to amend clause 5, line 19, by striking out "creditors" and inserting "credits."

Adopted.

Mr. Love moved to strike out clause 5, line 19.

Not agreed to.

Mr. Graham moved to amend section 4, lines 16 and 17, by striking out the following words "for the use of the owner or his family."

The motion did not prevail.

Mr. Barrow moved to strike out all after the word "assessed" in section 14, line 20.

When Mr. Moore, of Yancey, moved to postpone the bill until Tuesday next at 11 o'clock.

Mr. Rich moved to postpone until to-morrow at 11 o'clock. The motion was lost.

The motion of Mr. Moore, of Yancey, was not sustained by the following vote:

YEAS—Messrs. Bellamy, Burns, Blythe, Cook, Jones of Wake, Melchor, Moore of Carteret and Moore of Yancey—8.

Navs—Messrs. Barnes, Barrow, Beall, Brogden, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Legg, Lindsay, Long, Love, Mason, Martindale, Osborne, Rich, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Wynne—28.

Mr. Cook moved to adjourn until to-morrow at 10 o'clock, A. M.

The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Burns, Cook and Moore of Yancey—4.

NAYS—Messrs. Barnes, Barrow, Beall, Brogden, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Martindale, Mel-

chor, Moore of Carteret, Osborne, Rich, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Wynne -31.

Mr. Graham moved to strike out all after the word "Implements" in line 18, and insert "of the value not exceeding three hundred dollars."

The amendment did not prevail.

Mr. Barrow offered an amendment "not exceeding \$200 in value."

Mr. Stephens moved to substitute \$300.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Cook, Davis, Galloway, Graham, Hyman, Jones of Wake, Legg, Long, Martindale, Melchor, Richardson, Smith and Stephens—19.

NAYS—Messrs. Barrow, Blythe, Colgrove, Eppes, Forkner, Lindsay, Love, Mason, Moore of Carteret, Moore of Yancey, Osborne, Rich, Scott, Shoffner, Sweet, Welker, White and Wilson—18.

The question recurred on the amendment of Mr. Barrow. As amended, the same was adopted.

YEAS—Messrs. Barnes, Barrow, Beasley, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Graham, Hyman, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Rich, Scott, Shoffner, Welker, White and Wilson—25.

NAYS—Messrs. Beall, Bellamy, Brogden, Cook, Davis, Jones of Wake, Legg, Long, Richardson, Smith, Stephens, Sweet and Wynne—13.

Mr. Cook moved to adjourn, until to-morrow, at 10 o'clock, A. M.

Not agreed to.

Mr. Rich moved to postpone the further consideration of the bill until to-morrow, at 10 o'clock, A. M.

The motion was not sustained.

Mr. Shoffner moved to strike out all after the word "year," section 26, line 7, to the word "paid," line 11.

Lost by the following vote:

YEAS—Messrs. Beasley, Brogden, Burns, Cook, Graham, Lindsay, Mason, Melchor, Moore of Yancey, Richardson, Shoffner and Smith—12.

Navs—Messrs. Barnes, Barrow, Beall, Davis, Eppes, Galloway, Hyman, Jones of Wake, Legg, Long, Love, Martindale, Moore of Carteret, Osborne, Scott, Stephens, Welker, White and Wilson—19.

Mr. Wynne moved to adjourn.

Lost.

Mr. Osborne moved to strike out "one thousand" in section 35, and insert "five thousand."

Mr. Stephens moved to amend the amendment by adding, "and a forfeiture of office."

The amendment to the amendment was adopted.

The amendment, as amended, was rejected by the following vote:

YEAS—Messrs. Barrow, Davis, Galloway, Lindsay, Love, Melchor, Moore of Carteret, Osborne, Stephens, Welker and Wilson—11.

Navs—Messrs. Barnes, Beall, Brogden, Burns, Colgrove, Cook, Eppes, Graham, Hyman, Jones of Wake, Long, Mason, Moore of Yancey, Rich, Richardson, Scott, Shoffner, Smith and White—19.

Mr. Osborne moved to strike out "one thousand" and insert "four thousand."

On motion of Mr. Rich, the question was divided.

The motion to strike out failed.

Mr. Galloway moved to adjourn.

Not agreed to.

Mr. Love moved to amend section 36, by striking out "one per cent." and inserting "five per cent."

Adopted.

Mr. Barrow moved to amend section 40, so as to make it read thus:

"This act shall go into effect from its ratification."

Adopted.

As amended, the bill passed second reading.

Mr. Cook gave notice of his intention to introduce a bill to repeal the act granting aid to the Wilmington, Charlotte and Rutherford Rail Road Company.

On motion of Mr. Galloway, the Senate adjourned until tomorrow, at 10 o'elock, A. M.

THURSDAY, FEBRUARY 11th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Leave of absence was granted Messrs. Barrow and White for the day.

To Mr. Winstead from Saturday for an indefinite period.

To Mr. Burns from Saturday until Monday next.

To Mr. Colgrove from Monday next for an indefinite period.

Mr. Moore, of Carteret, from the Committee on Corporations, reported, with amendments, Senate bill in relation to municipal elections.

A motion, by Mr. Love, to suspend the rules to place this bill on its passage was lost.

The House of Representatives transmitted the following

engrossed House bills and resolutions, which were read first time and referred as stated:

A bill to amend Title VI, section 68, of the Code of Civil Procedure.

To the Judiciary Committee.

A bill to transfer to the County of Montgomery that portion of the Fayetteville and Albemarle Plank Road that is included within the limits of Montgomery County.

To the Committee on Internal Improvements.

A resolution in favor of J. C. Byers.

To the Judiciary Committee.

Resolution in favor of A. L. Parton.

To the Judiciary Committee.

A resolution in favor of John R. Smith.

To the Committee on Finance.

A bill to allow the Commissioners of the Town of Rutherfordton to levy taxes and for other purposes.

To the Committee on Propositions and Grievances.

A bill to incorporate the New Hanover Agricultural Society.

To the Committee on Corporations.

Resolution in favor of J. L. Moore.

To the Committee on Finance.

Resolution concerning State lands.

To the Committee on Education.

A message was received from the House of Representatives, announcing the concurrence of that body in Senate amendments to engrossed House bill to revive the charter of the Richmond Manufacturing Company.

Senate bill repealing an act to provide for the erection of a Penitentiary.

Senate bill to allow citizens of the State to practice law.

Senate bill to change the time of holding Courts in the Counties of Hyde and Martin.

Mr. Forkner gave notice of his intention to introduce a bill

to provide that no creditor shall collect from any debtor a larger amount than he pays taxes on.

Mr. Cook, of a bill to repeal an act granting aid to the Oxford branch of the Raleigh and Gaston Rail Road Company.

Mr. Martindale introduced a bill to tax Rail Road tickets for special purposes.

Read first time and referred to the Committee on Finance. Mr. Cook, a bill to incorporate the Lockville Manufacturing Company.

Read first time and referred to the Committee on Corporations.

Mr. Long, a bill to incorporate the Town of Lexington in the County of Davidson.

Read first time and referred to the Committee on Corporations.

Engrossed House bill in relation to divorce was read third time and rejected by the following vote:

YEAS—Messrs. Barnes, Blythe, Eppes, Forkner, Mason, Osborne, Robbins, Shoffner, Smith, Wynne, Winstead and Wilson—12.

NAYS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Cook, Graham, Hyman, Love, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Scott, Stephens and Welker—16.

Code bill in relation to mills passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hyman, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, Wynne and Winstead—31.

Nay-Mr. Shoffner-1.

On motion of Mr. Cook, the vote was reconsidered by which the Senate rejected on third reading engrossed House bill in relation to divorce. The hour of the Special Order having arrived, Senate bill to establish a Turnpike Road in the County of Carteret was taken up and read third time.

Mr. Brogden, the Senator from Wayne, in the Chair.

Mr. Welker moved to amend by striking out "three," in section 7, and inserting "two," and also by striking out "four" and inserting "three."

The amendments were adopted.

Mr. Hayes moved to amend by adding as follows:

"That the Road shall be built through the land belonging to the Educational Board."

Mr. Bellamy moved to refer the bill and amendments to the Committee on Education, and called for the previous question.

The call was sustained.

The motion to refer was lost by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Graham, Hayes, Lindsay, Long, Love, Melchor, Osborne, Richardson, Shoffner and Wilson—15.

NAYS—Messrs. Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hyman, Mason, Martindale, Moore of Carteret, Moore of Yancey, Robbins, Scott, Smith, Stephens, Sweet, Wynne and Winstead—19.

Mr. Robbins offered an amendment.

The question was raised, that the previous question having been ordered, that amendments would not be entertained.

The Chair decided that the previous question was ordered only on the motion to refer.

Mr. Moore, of Carteret, appealed from the decision of the Chair and called for the yeas and nays.

Mr. Bellamy moved the previous question upon the appeal.

Pending which the Senate adjourned until to-morrow, 10 o'clock, A. M.

FRIDAY, FEBRUARY 12th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journals of Thursday was read and approved.

Leave of absence was granted to Mr. Welker until Monday next.

To Mr. Rich for an indefinite period.

To Mr. Barrow until Thursday next.

The unfinished business of yesterday was taken up.

The motion of Mr. Bellamy for the previous question on the appeal from the decision of the Chair was declared out of order.

The call for the yeas and nays on the appeal from the decision of the Chair was not agreed to.

The Chair was sustained by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Davis, Galloway, Hayes, Hyman, Jones of Wake, Legg, Long, Love, Moore of Yancey, Osborne, Respass, Robbins, Scott, Smith, Stephens and Wilson—19.

NAYS—Messrs. Barrow, Bellamy, Burns, Blythe, Cook, Forkner, Mason, Martindale, Moore of Carteret, Sweet, Welker, White and Winstead—13.

Mr. Robbins offered the following as an amendment to the amendment:

"Provided, That this appropriation shall be void, if any part of the body of State land, through which said Road is to pass, has been sold by the Board of Education within the past year.

And provided further, That no part of said body of lands shall be sold until said Road is completed."

The amendment was adopted.

The amendment, as amended, was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Martindale, Moore of Carteret, Osborne, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—33.

NAYS—Messrs. Barnes, Eaves, Hyman, Melchor and Moore of Yaneey—5.

Mr. Forkner moved to reconsider the vote just taken.

Mr. Galloway moved to lay that motion on the table.

The motion to table prevailed.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported favorably on engrossed House bill for the relief of J. F. Hartgrove, late tax eollector of the County of Haywood.

Mr. Welker, on the part of the Committee on Education, reported a bill to provide for a system of public instruction back to the Senate, with amendments.

The amendments were ordered to be printed, and the consideration of the bill was made a Special Order for Wednesday next.

The following bills were introduced, read first time and disposed of as stated:

By Mr. Barrow, a bill to prevent the destruction of fish in the waters of North Carolina.

Referred to the Committee on Fisheries.

By Mr. Welker, a bill in relation to the sale of swamp lands, which passed its several readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Burns, Blythe, Colgrove, Davis, Forkner, Graham, Hyman, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yaneey, Osborne, Riehardson, Respass, Robbins, Scott, Smith,

Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—32.

Navs—Messrs. Barrow, Beasley, Brogden, Cook, Eaves, Eppes and Hayes—8.

By Mr. Love, a bill for the relief of J. W. C. Piercey, of Cherokee County.

Referred to Committee on Finance.

By Mr. Hayes, a bill to authorize and empower Reuben King, late Sheriff of Robeson County, to collect arrears of taxes.

Referred to Committee on Propositions and Grievances.

By Mr. Davis, a bill to incorporate the North Carolina Real and Personal Estate Agency.

Referred to the Committee on Corporations.

By Mr. Blythc, a bill requiring landholders to close their lines.

Referred to the Judiciary Committee.

By Mr. Barrow, a bill to authorize the exchange of certain bonds issued during the war for Internal Improvement purposes for new bonds.

Reterred to the Judiciary Committee.

Mr. Wynne presented a petition of Parker Rand.

Referred to the Committee on Claims.

The following notices of the introduction of bills were given: By Mr. Cook, of a bill to repeal an act granting aid to the Williamston and Tarboro' Rail Road Company.

By Mr. Lindsay, of a bill to extend the Dan River and Coalfield Rail Road.

By Mr. Martindale, of a bill to amend the charter of the Town of Jamesville.

Also, of a bill to authorize the Sheriff of Washington County to collect arrears of taxes for the year 1867.

By Mr. Robbins, of a bill to provide for the appointment of Constables.

A message was received from the House of Representatives,

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transmitting engrossed House bill entitled proceedings upon impeachment.

Read first time and referred to the Judiciary Committee.

Engrossed House bill to allow the Auditor and Treasurer to pack up and store away old papers of their respective offices.

Read first time and referred to the Committee on Propositions and Grievances.

Engrossed House resolution in relation to State lines was adopted.

Mr. Osborne moved a reconsideration of the vote by which the resolution was adopted.

Agreed to.

Mr. Osborne moved to amend the resolution so as to make the Committee three in each House.

The amendment was adopted.

As amended, the resolution was adopted.

On motion of Mr. Barrow, it was ordered that the Committee on Propositions and Grievances, to whom was referred engrossed House resolution providing a room for the Auditor, report forthwith.

Leave of absence was granted Mr. Beall.

On motion of Mr. Jones, the rules were suspended to consider a communication from the State Treasurer, when

Mr. Jones presented a resolution appointing a Committee to investigate charges against the Public Treasurer.

The resolution was discussed at length, when

Mr. Galloway moved the previous question.

The motion was sustained, and the resolution adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lindsay, Mason, Melchor, Moore of Yancey, Osborne, Richardson, Respass, Robbins, Scott, Smith, Stephens, White, Winstead and Wilson—30

NAVS—Messrs. Beasley, Beeman, Forkner, Graham, Long, Love, Martindale and Wynne—8.

The President appointed as the Senate branch of the Committee provided for in the above resolution, Messrs. Jones, Barnes and Brogden.

The President ratified:

Resolution in relation to the mint at Charlotte.

Bill to incorporate the Beaufort Steam Ferry Company of North Carolina.

Mr. Bellamy moved to adjourn until to-morrow, 10 o'clock, A. M.

Mr. Osborne moved to adjourn until 7½ o'clock this P. M.

Mr. Galloway moved to adjourn until to-morrow 10½ o'clock, A. M.

The motion of Mr. Galloway prevailed.

SATURDAY, FEBRUARY 13th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Smith, on the part of the Committee on Propositions and Grievances, reported favorably on the following bills:

Engrossed House bill to prevent the felling of trees in the waters of Mitchell River, and throwing other obstructions therein.

Engrossed House bill in relation to Lake Phelps.

Engrossed House bill for the relief of the Sheriff of Alleghany County.

Engrossed House bill to authorize the County Commissioners of Camden County to levy a special tax.

Engrossed House bill to authorize the Sheriff of Ashe County to collect arrears of taxes.

Engrossed House resolution concerning room for Superintendent of Public Works.

The rules were suspended and the resolution put on its passage.

Mr. Robbins moved to amend by adding the following words: "also Auditor."

As amended, the resolution passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eaves, Eppes, Galloway, Graham, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Osborne, Robbins, Scott, Smith, Stephens, Sweet, White, Winstead and Wilson—27.

NAYS—Messrs. Bellamy, Cook, Love, Moore of Carteret, and Richardson—5.

Mr. Robbins, on the part of the Committee on Corporations, reported favorably on the following bills:

Senate bill to incorporate the Tuckaseegee Baptist High School in Macon County.

Senate bill to amend an act to incorporate the Town of Newton, and acts amendatory thereof.

Engrossed House bill to incorporate the Littleton Manufacturing Company.

Senate bill to incorporate the Jamesville and Washington Rail Road and Lumber Company.

Engrossed House bill to incorporate the Swift Island Mannfacturing Company.

Engrossed House bill to incorporate the Town of Hendersonville.

And unfavorably on Senate bill to charter the Buncombe Turnpike Company.

The Committee also reported Senate bill to incorporate the Currituck Club Steamboat Company, with amendments.

And a substitute for Senate bill to repeal an act passed 1860-'61.

Mr. Moore, of Carteret, on the part of the same Committee, reported favorably on the following bills:

Senate bill to incorporate the Town of Thomasville.

Senate bill authorizing the Governor to appoint a Mayor and five Commissioners for the Town of Hendersonville.

Senate bill to incorporate the Lockville Manufacturing Company.

Engrossed House bill to incorporate the New Hanover Agricultural Society.

The rules were suspended, on motion of Mr. Osborne, for the purpose of allowing Mr. Smith to introduce a bill, when

Mr. Smith introduced a bill to repeal section 1st of an act to re-arrange public offices in the Capitol.

The rules were again suspended to put the bill on its passage.

The bill passed second reading.

On third reading, Mr. Galloway moved to amend by striking out the two first lines of section 2, and inserting "Code Commissioners' room."

The motion was lost.

Mr. Love moved to amend by striking out second line of section 2, and inserting:

"That the room adjoining to and south of the office now occupied by the Secretary of State."

The amendment did not prevail by the tollowing vote:

YEAS—Messrs. Bellamy, Eaves, Galloway, Hyman, Lassiter, Love, Smith, Stephens and Wilson—9.

NAYS—Messrs. Beeman, Burns, Blythe, Cook, Davis, Eppes, Graham, Jones of Wake, Legg, Long, Mason, Martindale, Melchor, Moore of Carteret, Respass, Scott, Sweet, White and Winstead—19.

Mr. Sweet offered an amendment by way of a substitute for the bill.

After some discussion, Mr. Stephens moved the previous question.

Mr. Cook demanded the yeas and nays on the previous question.

Agreed to.

The motion for the previous question prevailed by the following vote:

YEAS—Messrs. Beasley, Becman, Bellamy, Burns, Blythe, Cook, Eppes, Hyman, Legg, Long, Love, Martindale, Melchor, Scott, Stephens, Sweet, White and Winstead—19.

NAYS—Messrs. Davis, Graham, Hayes, Jones of Wake, Lassiter, Mason, Robbins and Wilson—8.

The substitute offered by Mr. Sweet did not prevail by the following vote:

YEAS—Messrs. Beasley, Burns, Cook, Forkner, Hayes, Legg, Long, Martindale, Melchor, Stephens and Sweet—11.

Navs—Messrs. Beeman, Bellamy, Blythe, Davis, Eaves, Eppes, Graham, Hyman, Jones of Wake, Lassiter, Love, Mason, Robbins, Scott, Smith, White, Winstead and Wilson—18.

Mr. Cook offered the following amendment-

Strike out section 2 and insert:

"That the Supreme Court rooms are changed from the rooms they now occupy to the Governor's Palace, which is hereby assigned to the use of the Supreme Court, and the room now occupied by the Supreme Court is hereby assigned to the Auditor."

The amendment was rejected by the following vote:

YEAS—Messrs. Bellamy, Burns, Cook, Galloway, Hayes, Legg, Long, Martindale, Stephens and Sweet—10.

NAYS—Messrs. Beasley, Beeman, Davis, Eaves, Eppes, Forkner, Graham, Hyman, Jones of Wake, Lassiter, Love, Mason, Melchor, Robbins, Scott, Smith, White, Winstead and Wilson—20.



The question recurring on the main bill, the same was rejected by the following vote:

YEAS—Messrs. Burns, Blythe, Graham, Long, Melehor, Smith, Stephens and White—8.

NAVS—Messrs. Beasley, Beeman, Bellamy, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Lassiter, Legg, Love, Mason, Martindale, Robbins, Scott, Sweet, Winstead and Wilson—21.

Mr. Sweet called for a suspension of the rules to introduce a bill and called for the yeas and nays.

Not agreed to by the following vote:

YEAS—Messrs. Beasley, Beeman, Burns, Davis, Eaves, Eppes, Galloway, Hayes, Hyman, Lassiter, Legg, Long, Mason. Martindale, Melchor, Scott, Stephens, Sweet, White and Wilson—20.

Navs—Messrs. Bellamy, Blythe, Forkner, Graham, Robbins. Smith and Winstead—7.

By unanimous consent Mr. Wynne introduced a bill in relation to the room of the State Auditor.

Passed first reading.

Mr. Barnes moved a eall of the House.

Agreed to.

The following Senators answered to their names:

Messrs. Beeman, Bellamy, Burns, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Robbins, Scott, Smith, Stephens, Sweet, White, Wynne, Winstead and Wilson—30.

Further proceedings under the eall were suspended, when Mr. Wynne moved a suspension of the rules to consider the bill.

Not agreed to.

Mr. Wynne moved a eall of the House.

Agreed to.

Senators present:

Messrs. Beasley, Beeman, Bellamy, Burns, Blythe, Cook,

Davis, Eaves, Eppes, Forkner, Graham, Haynes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Robbins, Scott, Smith, Stephens, Sweet, White, Wynne and Wilson—29.

On motion of Mr. Sweet absent Senators were sent for by the Doorkeeper.

Mr. Robbins moved that further proceedings in this matter be stopped.

Not agreed to by the following vote:

YEAS—Messrs. Forkner, Graham, Love, McIchor, Robbins, Scott, White and Wilson—8.

Navs—Messrs. Beeman, Bellamy, Burns, Blythe, Cook, Davis, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Smith, Stephens, Sweet and Wynne—22.

Messrs. Galloway, and Moore of Carteret, appearing in the Chamber and giving satisfactory reasons for their absence, they were excused.

The President ratified:

An act to amend the charter of the Green Swamp Company.

Act in regard to the election of municipal officers in the Town of Hertford, Perquimans County.

Act for the relief of Wm. H. Gentry, Sheriff of Stokes County.

Act to anthorize the Sheriff of Columbus County to collect arrears of taxes.

Resolutions in reference to the Executive mansion.

Resolution for the relief of D. A. Spivey.

Act to incorporate the Jonesville Lodge, No. 277, in the County of Yadkin.

Act to prevent the felling of trees in the Catawba River.

Act to amend the charter of the Union Manufacturing Company in the Town of Fayetteville.

Act to amend the charter of the Town of Lenoir, Caldwell County.

Act for the relief of F. M. Pittman, of the County of Lenoir, for over assessment of taxes for the year 1868.

On motion of Mr. Bellamy the Senate adjourned until Monday, 10 o'clock, A. M.

MONDAY, FEBRUARY 15th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The unfinished business, being the call of the House, on motion of Mr. Moore, of Carteret, further proceedings under the call were suspended.

Mr. Sweet offered a substitute for the bill offered by Mr. Wynne, giving the Governor and Council of State the power to dispose of the rooms in the Capitol building.

Mr. Cook moved to amend the substitute offered by Mr. Sweet by striking out "Governor and Council of State" and inserting "three on the part of the Senate and three on the part of the House."

The amendment was rejected.

Mr. Lassiter offered a substitute for the substitute offered by Mr. Sweet, giving to the Auditor the south room of the Secretary of State.

The same was rejected by the following vote:

YEAS—Messrs. Beeman, Eaves, Forkner, Graham, Hyman, Lassiter, Love, Moore of Yancey, Richardson and Wilson—10.

NAYS—Messrs. Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Galloway, Hayes, Legg, Long, Mason, Martindale, Melchor, Moore of Carteret, Osborne, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Wynne—27.

Mr. Love offered a substitute granting the State Anditor the

rooms now occupied by the Attorney General and Superintendent of Public Works.

The same was rejected by the following vote:

YEAS—Messrs. Beall, Beasley, Bellamy, Brogden, Eaves, Eppes, Forkner, Graham, Lassiter, Love, Mason, Moore of Yancey, Osborne, Robbins, Scott, Shoffner, White and Wilson—18.

NAYS—Messrs. Bellamy, Burns, Blythe, Cook, Davis, Galloway, Hayes, Hyman, Legg, Long, Martindale, Melehor, Moore of Carteret, Riehardson, Smith, Stephens, Sweet, Welker and Wynne—19.

Mr. Moore, of Carteret, moved the previous question,

Not agreed to.

Mr. Robbins moved to amend the substitute offered by Mr. Sweet by striking out "Council of State," thereby giving the Governor alone the right to dispose of the rooms in the Capitol.

The amendment was adopted by the following vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Brogden, Blythe, Davis, Eppes, Galloway, Hyman, Lassiter, Legg, Lindsay, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Richardson, Robbins, Shoffner, Stephens, Sweet and White—23.

Navs—Messrs. Beall, Burns, Cook, Eaves, Forkner, Graham, Hayes, Love, Mason, Scott, Smith, Welker, Wynne and Wilson—14.

On motion of Mr. Galloway, the previous question was called and agreed to, when the amendment to the amendment was adopted and the bill passed second reading.

Mr. Galloway moved the previous question on the third reading of the bill.

Agreed to.

When the bill passed third reading by the following rote:

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eppes, Galloway, Hayes, Hyman, Lassing, Legg, Long,

Martindale, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Robbins, Stephens, Sweet and White—23.

Navs—Messrs. Beall, Bellaniy, Eaves, Forkner, Graham, Legg, Love, Mason, Osborne, Scott, Shoffner, Smith, Welker, Wynne and Wilson—14.

Mr. Graham, on the part of the Judiciary Committee, reported favorably on Senate bill to confer power upon the Commissioners of Counties.

And unfavorably on Senate bill to dispense with the private examination of married women in the conveyance of real estate in all cases except in disposing of the homestead.

Mr. Barrow, for the same Committee, reported favorably on engrossed bill to amend an act concerning the registry of deeds.

Mr. Osborne, for the same Committee, reported unfavorably on bill by the Code Commissioners to amend certain sections of the Code of Civil Procedure and to repeal certain sections of the Revised Code.

And favorably on Senate bill to amend chapter 2, section 5, of an act concerning the government of Counties, ratified August 14th, 1868.

Mr. Smith, on the part of the Committee on Propositions and Grievances, reported unfavorably on Senate bill to lay off and establish Unaka County.

Mr. Love moved a suspension of the rules to consider the bill.

Not agreed to.

A message was received from the House of Representatives, transmitting the following engrossed Honse bills, which were read first time and disposed of as stated:

Bill to authorize the Commissioners of Halifax County to levy a special tax for building and repairing public bridges in said County.

Referred to the Committee on Propositions and Grievances.

Bill to empower W. T. Rhodes and R. M. Orrell and others to remove obstructions out of the Cape Fear River.

Referred to the Committee on Internal Improvements.

Bill concerning the Auditor of State.

Referred to the Committee on Propositions and Griev-ances.

Bill to make certain amendments to the Code of Civil Procedure.

Referred to the Judiciary Committee.

Bill to declare persons competent to testify in all cases and for other purposes.

Referred to the Judiciary Committee.

The House of Representatives concurred in Senate bill to prescribe the power and duty of the Governor in respect to fugitives from justice.

And refused to concur in Senate amendment to engrossed House resolution in relation to State lines, viz: by striking out "five" as the number of the Committee on the part of the Honse, and inserting "three," and asked for a Committee of Conference on the subject.

The request was concurred in and the President announced Messrs. Osborne, Sweet and Graham as the Senate branch of that Committee.

Mr. Blythe gave notice of his intention to introduce a bill in regard to Indian affairs.

Mr. Lassiter, of a bill to extend the time for the registration of deeds and other conveyances.

By Mr. Love, of a bill relating to old debts.

The President ratified:

An act to allow citizens of North Carolina to practice law in the Courts of the State.

An act to transfer McDowell Councy now in the 10th Judicial District to the 11th Judicial District, and to transfer Alleghany County now in the 11th District to the 10th Judicial District, and to change the time of holding the terms of the Courts in said Districts and others.

An act to authorize the Commissioners of Duplin County to levy a special tax for building and repairing public bridges in said County.

Mr. Wynne moved a suspension of the rules to introduce a resolution.

The motion did not prevail.

Mr. Love asked for a suspension of the rules to introduce a bill.

Not agreed to.

Mr. Lassiter moved a suspension of the rules to present a memorial.

The motion was not sustained.

Bills as follows were introduced, read first time and disposed of as stated:

By Mr. Legg, a bill empowering County Commissioners to investigate the conduct of the late County officers.

Referred to the Committee on Propositions and Grievances.

By Mr. Cook, a bill to incorporate the Pineville Waterpower and Manufacturing Company.

Referred to the Committee on Corporations.

By Mr. Martindale, a bill to amend the charter of the Town of Jamesville.

Referred to the Committee on Corporations.

By Mr. Melchor, a bill to incorporate the Trustees of the North Carolina College.

Referred to the Committee on Education.

By Mr. Blythe, a resolution allowing Senators to speak but five minutes, and no more than twice on the same subject.

Mr. Shoffner moved to make Mr. Blythe time keeper.

On motion of Mr. Galloway, the amendment was tabled.

Mr. Osborne moved a suspension of the rules to take up a bill.

Not agreed to.

Engrossed House bill to provide for the levying of State and County taxes was taken up.

And on motion of Mr. Sweet, was ordered to be printed and made a Special order for Thursday next at 11 o'clock.

Leave of absence was granted Mr. Beall until Wednesday next.

Mr. Love moved a suspension of the rules to take up a bill. Not agreed to.

Engrossed House resolution authorizing the Board of Education to sell certain Rail Road stock was taken up and considered.

Mr. Brogden moved to strike out the proviso.

The amendment was rejected.

Mr. Richardson moved to amend by insterting after the word Rail Road in line 6, the words "and the Cape Fear Navigation Company."

Mr. Hayes moved to amend by adding:

Provided further, That the stock in the Cape Fear Navigation Company shall not be sold for less than \$5 per share.

On motion the vote was reconsidered by which the Senate adopted the amendment offered by Mr. Richardson.

The vote was as follows:

YEAS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Eaves, Eppes, Forkner, Galloway, Hyman, Lassiter, Mason, Melchor, Moore of Carterct, Osborne, Respass, Scott, Shoffner, Smith, Sweet, Welker, White and Wynne—25.

NAYS—Messrs. Beasley, Davis, Hayes, Harrington, Love, Moore of Yancey, Richardson, Robbins and Wilson—10.

The question occurring on the adoption of the amendment.

The same was rejected by the following vote:

YEAS—Mcssrs. Beasley, Brogden, Davis, Harrington, Love, Moore of Yancey, Richardson, Robbins and Wilson—9.

Nays—Messrs. Beall, Beeman, Bellamy, Burns, Blythe, Eaves, Eppes, Forkner, Galloway, Hyman, Lassiter, Legg, Mason, Martindale, Melchor, Moore of Carteret, Osborne, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Wynne—26.

Mr. Galloway moved the previous question.

No quorum voting, it was declared no vote.

Mr. Love moved to adjourn until 9½ o'clock to-morrow.

Mr. Brogden, until 10 o'clock, A. M.

Lost.

Mr. Martindale demanded the previous question.

Sustained.

Mr. Hayes moved to strike out "Resolved," and insert "the General Assembly of North Carolina do enact."

Rejected by the following vote:

YEAS—Messrs. Beall, Brogden, Burns, Blythe Davis, Eaves, Eppes, Hayes, Harrington, Legg, Long, Martindale, Moore of Carteret, Richardson, Robbins and Wilson—16.

NAYS—Messrs. Beasley, Beeman, Forkner, Galloway, Graham, Hyman, Lassiter, Mason, Melchor, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Wynne—20.

The resolution then passed second reading.

The rules were suspended and the bill passed third reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Lassiter, Legg, Long, Mason, Martindale, Moore of Yancey, Osborne, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—32.

NAYS—Messrs. Beall, Harrington and Melchor—3.

On motion, the Senate adjourned until to-morrow 10 o'clock, A. M.

TUESDAY, FEBRUARY 16th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

Mr. McLaughlin, Senator from Iredell appeared on the floor of the Senate and took his seat.

Mr. Love was allowed to record his vote in the negative on engrossed House resolutions, passed yesterday, giving the Board of Education authority to sell certain Rail Road stocks.

Mr. Lassiter presented a memorial, read and tabled.

Mr. Graham, on the part of the Judiciary Committee, reported favorably on following engrossed House bill to declare persons of color competent to testify in all cases and for other purposes.

Senate bill to define and punish bribery.

Engrossed House resolution in favor of J. C. Bryas, Sheriff of Cleveland County.

Mr. Lassiter arose and announced the death of the Hon. D. J. Rich. Senator from the 8th Senatorial District.

Mr. Hayes offered the following resolution:

Whereas, In the unseen wisdom of the Most High, this General Assembly has again been visited by the Angel of Death, and an honored member taken from our midst; And whereas, in the removal of the Honorable D. J. Rich, Senator from Pitt County, this General Assembly recognizes the loss of a valuable Senator; his family a beloved member and society a true man; Therefore,

Resolved, That we tender to the relatives and friends of the deceased our most heartfelt sympathy in this sad bereavement.

Resolved, That a Committee consisting of one member of each branch of this General Assembly be appointed to accompany the remains to their final resting place.

Resolved, That the Scnate wear the usual badge of mourning for thirty days.

Resolved, That these resolutions be published in the "Standard" and "Sentinel," of this City, and a copy be furnished to the family of the deceased.

Mr. Graham moved to amend by making the Committee "two," on the part of each house, to escort the body to its final resting place.

The amendment was adopted.

As amended, the resolutions were unanimously adopted.

Messrs. Robbins, Osborne, Sweet and Welker, delivered appropriate eulogies, to the memory of the deceased.

The President appointed Messrs. Hayes and Graham, as the Senate branch of the Committee to escort the body to its final resting place.

On motion of Mr. Robbins it was ordered that the Senate as a body, escort the remains to the depot.

On motion of Mr. Galloway, the Senate adjourned until tomorrow, at 10 o'clock, A. M.

WEDNESDAY, FEBRUARY 17th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Graham for the Judiciary Committee reported favorably on the following bills:

Engrossed House bill to make certain amendments to the Code of Civil Procedure.

Engrossed House bill to amend Title VI, section 68, of the Code of Civil Procedure.

Engrossed House resolution in favor of A. S. Parton, late tax collector for Macon County.

Mr. Welker, for the Committee on Education, reported favorably on Senate bill, to amend an act to incorporate the Trustees of the North Carolina College.

Mr. Lassiter for the Committee on Internal Improvements reported favorably on Senate bill to incorporate the Central North Carolina Rail Road Company.

A message was received from the House of Representatives, transmitting the following engrossed House bills, which were read first time and disposed of as stated:

Bill to authorize the late Sheriff of Yadkin County, to collect arrears of taxes.

Referred to the Committee on Propositions and Grievances.

Bill to extend the corporate limits of the Town of Lumberton in the County of Robeson.

Referred to the Committee on Corporations.

Bill to authorize S. R. Bunting, late Sheriff of New Hanover County to collect arrears of taxes due him.

Referred to the Committee on Propositions and Grievances.

The House of Representatives concurred in Senate bill to incorporate the North Carolina Purchase and Trust Association.

The following notices of the introduction of bills were given:

By Mr. Richardson, of a bill to authorize the Board of Education to sell the stock in the Cape Fear Navigation Company.

Mr. Moore, of Carteret, of a bill to provide for the election of a Mayor, for the Town of Beaufort Carteret County.

Mr. Lassiter, of a bill to legalize contain acts in relation to the duties of Probate Judges.

Mr. Stephens, of a bill to grant a charter to the Milton and Danville Rail Road Company.

Mr. Love moved a suspension of the rules, to take up Senate bill entitled a general incorperation act.

Not agreed to.

Mr. Blythe introduced a resolution in relation to Indian Affairs.

Referred to a Special Committee, consisting of Mcssrs. Blythe, Love and Davis.

Mr. Love moved to take up Senate Bill entitled a general incorporation act.

Declared not in order.

Mr. Forkner moved that Mr. Love be allowed to move to take up the bill.

Agreed to, when

Mr. Love moved to take up the bill indicated.

Mr. Cook moved to lay the motion on the table.

The motion to table, did not prevail by the following vote: YEAS—Messrs. Cook, Davis, Long, Martindale, and Moore of Carteret—5.

NAYS—Messrs. Barnes, Beasley Beeman, Bellamy, Burns, Blythe, Eaves, Eppes, Forkner, Galloway, Harrington, Hyman, Lassiter, Love, Mason, Melchor, Moore of Yancey, Osborne, Richardson, Scott, Shoffner, Smith, Stephens, Welker, White and Wilson—25.

The bill was taken up and read second time.

The hour of the Special Order having arrived, Mr. Love moved that it be postponed until the bill under consideration was disposed of.

Not agreed to.

Scnatc bill to provide for a system of public instruction on second reading being the special order was taken up.

Mr. Osborne moved to postpone the consideration of the bill until Wednesday next.

The motion to postrone did not prevail by the following vote:

YEAS—Messrs. Beall, Bellamy, Brogden, Burns, Eaves, Graham, Eppes, Lassiter, Moore of Yancey, McLaughlin, Osborne, Richardson, Scott, Shoffner and Wilson—15.

Nays—Messrs. Barnes, Beasley, Beeman, Blythe, Cook, Davis, Forkner, Galloway, Hyman, Jones of Wake, Love,

Mason, Melchor, Moore of Carteret, Robbins, Smith, Sweet, Welker and White—19.

The bill was read by sections.

Mr. Welker moved to strike out "Lieutenant Governor," section 1, line 1.

The motion was lost.

Mr. Osborne moved to strike out all in line 4, section 3, and the word "Assembly" in line 5.

The motion prevailed.

Mr. Shoffner moved to amend section 5 by striking out the words "Board of Education," line 1, and inserting "District Commissioners," also, by adding the words "Board of Education, after the word "State," in line 4.

Mr. Shoffner asked for the yeas and nays on the adoption of the amendment.

Not agreed to.

When the amendment was rejected.

Mr. Osborne moved to insert in section 5, after the word "books," line 2, the following: "Which books and course of instruction shall be reported to the General Assembly for their approbation before it is adopted by the Board.

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Eaves, Graham, Harrington, Love, Moore of Yancey, Osborne, Richardson, Scott, Shoffner and Wilson—19.

NAYS—Messrs. Beasley, Beeman, Bellamy, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hyman, Jones of Wake, Long, Mason, Martindale, Melchor, Moore of Carteret, MeLaughlin, Robbins, Smith, Stephens, Sweet, Welker and White—24.

Mr. Love moved to strike out the word "prescribe," section 5, line 1, and insert the word "suggest."

The question was divided.

Mr. Love asked for the yeas and nays on the motion to strike out.

Not agreed to.

The motion to strike out was put and lost.

Mr. Love moved to strike out the entire section and demanded the yeas and nays.

The demand was not sustained, and the motion to strike out rejected.

Mr. Robbins moved to amend by adding the following to section 5, viz:

"Provided, The text book and all publications prescribed and used in the public schools shall be tree from sectarian and denominational and party bias in religion and politics.

Mr. Jones offered the following as a substitute, viz:

"Provided, In studies pertaining to the politics of the general Government or of the State the instruction shall be an unconditional sentiment of love and perpetual union of the States."

The substitute was adopted.

The amendment as amended was adopted.

Mr. Shoffner moved to strike out all after the word "use," line 2, section 6, and insert as follows: "As long as the Board of Education may direct, not exceeding five years, without the approval of the General Assembly.

The amendment was rejected.

Mr. Osborne moved to strike out the entire section.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cook, Eaves, Graham, Harrington, Love, Mason, Melchor, Moore of Yaneey, McLaughlin, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet and Wilson—24.

NAYS—Messrs. Bellamy, Burns, Davis, Eppes, Forkner, Hyman, Jones of Wake, Long, Moore of Carteret, Welker and White—11.

Mr. Osborne moved to strike out section 7.

Mr. Beasley moved to adjourn.

Not agreed to.

The motion to strike out did not prevail by the following vote:

YEAS—Messrs. Beasley, Brogden, Graham, Harrington, Love, Melehor, Moore of Yaneey, McLaughlin, Osborne, Scott and Wilson—11.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Burns, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Hyman, Long, Mason, Moore of Carteret, Riehardson, Robbins, Shoffner, Smith, Stephens, Sweet, Welker and White—23.

Leave of absence was granted Mr. Burns until Saturday next.

To Mr. Respass until Monday next.

The President ratified:

An act to incorporate Lee Lodge, No. 253, A. Y. Masons, in the town of Taylorsville, Alexander County.

A resolution in favor of a A. J. Murray, Sheriff of the County of Haywood.

An act to amend the charter of the Judson Female College, located at Hendersonville.

An act to repeal an act to provide for the employment of convicts and the erection of a Penitentiary.

An act to change the time of holding Courts in the Counties of Hyde and Martin.

An act to protect eattle from distemper and other infectious diseases.

Mr. Martindale introduced a bill authorizing the Sheriff of Washington County to collect arrears of taxes for 1867.

Read first time and referred to the Committee on Propositions and Grievances.

Mr. Lassiter, a bill extending the time for registering deeds. Read first time and referred to the Committee on Propositions and Grievanees.

Mr. Love, a bill to facilitate the payment of old debts.

Read first time and referred to the Judiciary Committee.
On motion of Mr. Davis the Senate adjourned until to morrow at 10 o'clock A. M.

THURSDAY, FEBRUARY 18th, 1869.

The Senate met pursnant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Leave of absence was granted to Mr. Welker until Monday next.

To Mr. Eppes until Monday next.

To Mr. Jones until Saturday next.

To Mr. Riehardson from and after Saturday next for an indefinite period.

To Mr. Mason for one week from Saturday.

On motion, the rules were suspended and the following message was announced:

A message transmitting the following bills, which were disposed of stated:

Engrossed House bill to repeal section second of the act in regard to changing the time of holding the Courts in the 8th, 9th, 10th, 11th and 12th Judicial Districts.

The bill passed first reading.

On motion of Mr. Long, the rules were suspended for its passage.

Mr. Love moved to amend by inserting after the word "second" the words "and fifth."

The amendment was rejected.

The bill passed several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Blythe, Davis, Eaves, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Wilson—33.

Nay-Mr. Graham-1.

Also, transmitting engrossed House bill to authorize the County Commissioners of Surry County to improve the road from John Allen's to the top of the Blue Ridge, in Surry County.

The bill was read first time.

On motion of Mr. Forkner, the rules were suspended and the bill was placed on its passage.

The bill was read second time.

Mr. Forkner moved to amend by adding the following provision:

"Provided, That said County Commissioners shall allow for work done or money spent, what they believe to be just and right in the construction of said road, for which the appropriation of five hundred dollars was made."

The amendment was adopted.

The bill, as amended, passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Davis, Eaves, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Robbins, Scott, Smith, Stephens, Sweet, White and Wilson—32.

Nays-Messrs. Long and Welker-2.

On motion of Mr. Graham, the rules were suspended and engrossed House Bill to amend Title VI, section 68, of the Code of Civil Procedure was taken up and read second time.

Mr. Shoffner moved to amend by adding the following proviso:

"Provided, That no person shall have the benefit of this act or any debt or contract made prior to May 25th, 1865."

The amendment was adopted.

As amended, the bill passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

Yeas—Messrs. Barnes, Barrow, Beall, Beasley, Davis, Eppes, Forkner, Graham, Hyman, Jones of Wake, Lassiter, Legg, McLaughlin, Osborne, Robbins, Scott, Stephens and Wilson—20.

NAYS—Messrs. Beeman, Bellamy, Brogden, Blythe, Cook, Eaves, Harrington, Melchor, Moore of Carteret, Moore of Yancey, Shoffner, Smith, Welker and White—14.

A message was received from the House of Representatives, transmitting Senate bill providing for the assignment of rooms in the Capitol and Executive Mansion, with the following amendments:

Strike out in section 1, the words "the Supreme Court and." Amend the bill (Title of) in the same manner, and add to section one the words:

"Provided, That this act shall not be so construed as to interfere with the arrangements made heretofore of rooms of the Supreme Court."

The Senate concurred in the amendments, and notified the House of Representatives of the same.

The hour of the Special Order having arrived, engrossed House bill to authorize the levying of taxes for State and County purposes, on third reading, was taken up.

Mr. Cook moved to suspend the consideration of the bill until Monday next, at 10½ o'clock.

Not agreed to.

On motion of Mr. Blythe, it was ordered that the bill be read by sections.

Mr. Shoffner moved to amend section 3, line 7, by striking out "two" and inserting "one," and called for the year and nays.

The call was not sustained.

The amendment was rejected.

Mr. Robbins moved to amend section 3 by inserting in line 5, after the word "Jurors," as follows: "And who shall be freeholders."

On the adoption of the amendment, Mr. Hyman demanded the yeas and nays.

Agreed to.

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Graham, Harrington, Melchor, McLaughlin, Robbius, Scott and Wilson—10.

NAYS—Messrs. Barrow, Beasley, Beeman, Bellamy, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Shoffner, Smith, Stephens, Welker and White—27.

Mr. Cook moved to amend by inserting after the word "assessor" the words "any qualified voter."

The amendment was rejected.

Mr. Osborne moved to amend by adding after the word "Jurors," section 3, line 5, the following: "One of whom shall be an owner of real estate in the County."

The amendment was adopted.

Mr. Robbins moved to amend line 13, section 3, by striking out the words "and his assistants," and adding the letter "s" to Assessor.

The amendment was adopted.

Mr. Barrow moved to amend line 11, by striking out "here-inafter" and inserting "herein."

Adopted.

Mr. Brogden moved to amend section 5, by striking out "100" and inserting "25."

The question was divided.

The motion to strike out did not prevail.

Mr. Moore, of Carteret, moved to amend section 9, by striking out the words "in which," in lines 3 and 4, and inserting the word "where."

Mr. Barrow moved to amend section 9, by striking out "on the 1st of April," line 4, and inserting it after the word "farm" in line 3.

The amendment was adopted.

Mr. Robbins moved to amend section 13, by adding to the section the following words; "That portion of its property situated in each."

Mr. Brogden moved to amend the amendment, by adding after the word "each," line 13, "the property or effects therein."

The amendment was accepted.

The amendment, as amended, was adopted.

Mr. Robbins moved to amend by adding to the section, as amended, the following:

"But any body of lands belonging to a corporation, partpership, or association, and divided by Township lines, shall be given in, in that Township in which the larger part thereof is situated."

Mr. Forkner moved to amend by adding after the word "value," section 12, line 27, the following:

"That no Judge of the Superior Court, or Justice of the Peace, shall give judgment on any credit for more than it was valued at when given in. That no officer shall collect on execution, or otherwise, more than the assessed value; and any officer violating the provisions of this section shall be guilty of a misdemeanor, and on conviction may be fined and imprisoned at the discretion of the Court."

On motion of Mr. Barrow, the penalty was stricken out.

Mr. Robbins moved to amend the amendment, by inserting after the word "credit," "based on contract made before May 1st, 1865."

The amendment to the amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Davis, Eaves, Graham, Harrington, Jones of Wake, Lassiter, Melchor, Moore of Yancey, McLaughlin, Richardson, Robbins and Scott—16.

NAYS—Messrs. Barrow, Beasley, Bellamy, Blythe, Cook, Eppes, Forkner, Hyman, Legg, Long, Love, Mason, Martindale, Moore of Carteret, Shoffner, Smith, Stephens, Welker, White and Wilson—20.

The amendment of Mr. Forkner was adopted by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Blythe, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Robbins, Scott, Shoffner, Smith, Stephens, Sweet and Welker—28.

NAYS—Messrs. Barnes, Beall, Beasley, Cook, Legg, Mc-Laughlin, Richardson, White and Wilson—8.

Mr. Love moved to amend by striking out all after the word "exchange," section 12, in line 20, down to and including the word "not," in line 22, and insert the words "due and payable."

The amendment was adopted.

Mr. Barrow moved to amend by inserting before the words "due and payable," the words "open accounts or other wise."

Mr. Cook moved a postponement of the consideration of the bill until Tucsday next, at $12\frac{1}{2}$ o'clock, and demanded the yeas and nays.

The demand was not sustained.

Mr. Love moved to amend by inscrting "July 4th."

The amendment was accepted by Mr. Cook.

The motion to postpone was rejected.

Mr. Brogden moved to strike out "five," and insert "three," in line 39.

The question was divided.

The motion to strike out was not agreed to.

Mr. Cook moved to postpone until Tuesday next, at 11 o'clock, A. M.

Not agreed to.

Mr. Barrow moved to strike out "provisions," in line 17.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Davis, Eppes, Forkner, Harrington, Jones of Wake, Lassiter, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Scott, Sweet, Welker and White—18.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Eaves, Long, Love, Osborne and Smith—10.

Mr. Forkner moved to amend section 14 by striking out, in lines 19 and 20, the words "shall be given in and assessed," and insert "not to exceed in value \$300."

The question was divided.

The motion to strike out was put and carried.

Mr. Davis moved to amend by inserting "\$200."

Mr. Forkner accepted the amendment.

Mr. Stephens moved to amend by inserting "\$300."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Bellamy, Brogden, Blythe, Cook, Eaves, Eppes, Hyman, Jones of Wake, Lassiter, Long, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Robbins, Smith, Stephens, Welker and White—23.

NAYS—Messrs. Beall, Davis, Forkner, Graham, Harrington, Love, Mason, Melchor, Osborne, Scott, Shoffner and Sweet—12.

The amendment to the amendment was put.

No quorum voting, it was declared no vote.

Mr. Osborne offered a substitute for clause 5.

Mr. Richardson gave notice of his intention to move to reconsider the vote by which the amendment, offered by Mr. Shoffner, to section 5 of the educational bill was rejected.

On motion of Mr. Welker, the consideration of the bill providing for a system of public instruction was made a Special Order for Tuesday next, at 10 o'clock, A. M.

Mr. Richardson gave notice of a bill to charter the Bank of Cumberland, in the Town of Fayetteville.

Mr. Long gave notice of a bill to require administrators to give bond only for the personal estate.

Mr. Lassiter gave notice of a bill to incorporate the Buckhorn Mining and Manufacturing Company.

Mr. Forkner moved that when the Senate adjourns, it adjourn to meet at 7½ o'clock, P. M.

Mr. Blythe demanded the yeas and nays on this motion.

Agreed to.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Bcasley, Blythe, Davis, Forkner, Graham, Long, Melchor, Osborne, Richardson, Scott, Stephens, Sweet and White—14.

NAYS—Messrs. Beall, Beeman, Bellamy, Brogden, Cook, Eaves, Eppes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Moore of Carteret, Moore of Yancey, McLaughlin, Shoffner, Smith and Welker—19.

On motion of Mr. Welker, the Senate adjourned until tomorrow, at 10 o'clock, A. M.

FRIDAY, FEBRUARY 19th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Thursday was read and approved.

The unfinished business being the consideration, on third reading, of engrossed House bill to provide for the levying of taxes for State and County purposes, was now taken up.

The question was on the adoption of the amendment of Mr. Forkner to section 14, clause 5.

Mr. Osborne moved to postpone the further consideration of the bill until Wednesday next, at 11 o'clock.

The motion to postpone did not prevail by the following vote:

YEAS—Messrs. Bellamy, Cook, Lassiter, Long, Moore of Carteret, Osborne and Richardson—7.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Legg, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Robbins, Scott, Shoffner, Stephens, Sweet, White and Wilson—27.

Mr. Sweet moved to amend the amendment of Mr. Forkner by inserting the word "aggregate" before the word "value." The motion prevailed.

Mr. Davis moved to amend the amendment by striking out "three hundred" and inserting "two hundred and fifty."

Mr. Brogden asked for the yeas and nays on the adoption of the amendment.

Not agreed to.

Mr. Osborne moved to reconsider the vote by which the Senate refused the yeas and nays.

The motion to reconsider did not prevail.

When the amendment of Mr. Davis was rejected.

Mr. Osborne moved to add the following to the amendment:

"Provided, That the exemption from taxation shall not exceed three hundred dollars in behalf of any one individual tax payer."

The motion prevailed.

The amendment, as amended, was adopted.

Mr. Osborne moved to strike out clause 5 and insert as follows, viz:

"Arms for muster to the value of \$25, wearing apparel for the use of the owner or his family, to the aggregate value of \$200; household and kitchen furniture to the value of \$200; mechanical and agricultural implements to the value of \$200; libraries to the value of \$300; scientific instruments to the value of \$100."

The question was divided.

The motion to strike out prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Bellamy, Graham, Harrington, Hyman, Lassiter, Love, Mason, Melchor, McLaughlin, Osborne, Richardson, Scott, Shoffner, White and Wilson—19.

NAVS—Messrs. Beeman, Brogden, Blythe, Cook, Davis, Eaves, Forkner, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Robbins, Stephens and Sweet—15.

Mr. Barrow moved to strike out all after the word "dollars" in line 4 of the substitute.

The motion did not prevail.

Mr. Shoffner moved to strike out the word "two" in household and kitchen furniture and insert "one," and strike out all after the word "furniture."

The motion was rejected.

Mr. Stephens moved to amend the substitute so as to make it read thus:

Arms for muster \$10; wearing apparel \$50; household and

kitchen furniture \$100; mechanical and agricultural implements \$75; libraries \$25; scientific implements \$40.

The amendment was rejected by the following vote:

YEAS—Messrs. Beall, Beeman, Brogden, Blythe, Davis, Eaves, Forkner, Galloway, Lassiter, Legg, Love, Martindale, Moore of Yancey, Stephens and Sweet—15.

NAYS—Messrs. Barnes, Barrow, Bellamy, Cook, Graham, Harrington, Hyman, Long, Mason, Melchor, Moore of Carteret, McLaughlin, Osborne, Richardson, Scott, Shoffner, White and Wilson—18.

The substitute of Mr. Osborne was rejected by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Cook, Galloway, Lassiter, Long, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Scott and Shoffner—14.

NAVS—Messrs. Barrow, Beall, Beasley, Bellamy, Blythe, Davis, Eaves, Forkner, Graham, Harrington, Hyman, Legg, Love, Mason, Martindale, McLaughlin, Robbins, Smith, Stephens, Sweet, White and Wilson—22.

Mr. Osborne moved a reconsideration of the vote by which the Senate struck out clause 5.

Mr. Barrow moved to lay the motion on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Bellamy, Galloway, Graham, Harrington, Hyman, Lassiter, Love, Mason, McLaughlin, White and Wilson—15.

NAYS—Messrs. Beeman, Brogden, Blythe, Cook, Davis, Eaves, Forkner, Legg, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Stephens and Sweet—21.

The motion to reconsider prevailed by the following vote: YEAS—Messrs. Beasley, Beeman, Brogden, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Long, Martindale, Melchor,

Moore of Carteret, Moore of Yancey, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Stephens and Sweet—22.

NAYS—Messrs. Barnes, Barrow, Beall, Bellamy, Graham, Harrington, Hyman, Lassiter, Legg, Love, Mason, McLaughlin, White and Wilson—14.

When the clause, as previously amended, was adopted.

Mr. Richardson moved to strike out all after the word "year," line 7, section 26, down to the word "when," line 9.

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cook, Eaves, Forkner, Graham, Harrington, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Richardson, Robbins, Scott, Shoffner, Smith and Sweet—24.

NAYS—Messrs. Barrow, Bellamy, Davis, Hyman, Lassiter, Osborne and White—7.

Mr. Barrow moved to strike out "two," line 8, section 26, and insert "five."

The question was divided.

The motion to strike out was put and lost.

Mr. White moved so strike out all after the word "taxes," line 2, down to the word "shall" in line 7; also, to strike out "November" and insert "October."

Mr. Cook moved to strike out "1st" before the word "November" and insert "15th."

The motion was lost.

The amendment of Mr. White was adopted.

Mr. Sweet moved to amend section 27, line 3, by striking out "October," and inserting "August and September."

The motion prevailed.

Mr. Hyman moved to strike out "six" and insert "ten."

Mr. Stephens moved to insert "fifteen."

Lost.

The motion of Mr. Hyman prevailed.

Mr. Robbins moved to strike out the words "each of these months" and insert "the month of July."

Adopted.

On motion of Mr. Shoffner, "July" was stricken out in line 3.

Mr. Stephens moved to strike out "three," line 7, and insert "five."

Lost.

Mr. Sweet moved a suspension of the rules to receive the reports of Committees.

Not agreed to.

Mr. Moore, of Carteret, moved to adjourn until to-morrow, 10 o'clock, A. M.

Rejected by the following vote:

YEAS—Messrs. Bellamy, Cook, Lassiter, Moore of Carteret and McLaughlin—5.

Nays—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Davis, Eaves, Forkner, Harrington, Hyman, Long, Love, Melchor, Moore of Yancey, Osborne, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, White and Wilson—25.

Mr. Moore, of Carteret, moved to adjourn until to-morrow at 11 o'clock, A. M.

Not agreed to.

Mr. Moore, of Carteret, moved to postpone the bill under consideration until to-morrow, 12 o'clock, M.

The motion did not prevail.

On motion of Mr. Forkner, the word "Public" before Treasurer in line 2 was stricken out and the words "of the State" inserted after the word "Treasurer."

Mr. Moore, of Carteret, moved to adjourn until to-morrow, at 10 o'clock, A. M.

The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Cook, Moore of Carteret, Moore of Yancey and McLaughlin—5.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Davis, Eaves, Forkner, Galloway, Harrington, Hyman, Long, Love, Melchor, Osborne, Richardson, Rob-

bins, Scott, Shoffner, Smith, Stephens, Sweet, White and Wilson—26.

Mr. Robbins moved to adjourn until 7 o'clock, this P. M.

Mr. Stephens until 7½ o'clock, P. M.

Mr. Barnes until 10 o'clock, A. M. to-morrow.

The motion of Mr. Barnes was rejected by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Cook, Eaves, Forkner, Mason, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Scott and Smith—15.

Navs—Messrs. Barrow, Beall, Blythe, Davis, Galloway, Harrington, Hyman, Long, Love, Melchor, Osborne, Robbins, Shoffner, Stephens, Sweet, White and Wilson—17.

The motion of Mr. Stephens was lost by the following vote: Yeas—Messrs. Barrow, Beasley, Beeman, Blythe, Forkner, Galloway, Harrington, Hyman, Long, Melchor, Osborne, Robbins, Stephens, White and Wilson—15.

NAVS—Messrs. Barnes, Beall, Bellamy, Brogden, Cook, Davis, Eaves, Love, Mason, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Scott, Shoffner, Smith and Sweet—17.

The motion of Mr. Robbins was put and lost.

Mr. Moore, of Carteret, moved to adjourn until to-morrow, at $10\frac{1}{2}$ o'clock, A. M.

Not agreed to by the following vote:

YEAS—Mcssrs. Barnes, Bellamy, Brogden, Cook, Eaves, Forkner, Love, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Scott and Smith—13.

Navs—Mcssrs. Barrow, Beall, Blythe, Davis, Galloway, Harrington, Hyman, Long, Mason, Melchor, Osborne, Robbins, Shoffner, Stephens, White and Wilson—16.

Mr. Galloway moved to adjourn until 74 o'clock, P. M.

Not agreed to.

Mr. Galloway moved that the Senate do now adjourn. The motion was lost.

Mr. Cook moved to strike out \$500 in section 28, and insert 50 cents.

Rejected.

Mr. Galloway moved to adjourn until 7.45 this P. M.

Not agreed to.

Mr. Galloway moved to adjourn until 7 o'clock this P. M.

The motion was lost.

The President ratified:

An act to incorporate the North Carolina Purchase and Trust Association.

Resolution by the General Assembly of North Carolina.

An act to prescribe the power and duty of the Governor in respect to fugitives from justice.

An act to grant a town lot in the City of Raleigh to Trustees to be used for the education of children.

On motion of Mr. Love, the Senate adjourned until to-morrow, at 10 o'clock, A. M.

SATURDAY, FEBRUARY 20th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on Senate bill to incorporate the North Carolina Real and Personal Estate Agency.

Mr. Lassiter introduced a bill to incorporate the Buckhorn Mining and Manufacturing Company.

Read first time and referred to the Committee on Corporations.

Mr. Robbins, a bill to incorporate Trinity Lodge, No. 256, in Randolph County.

Passed first reading.

Mr. Scott, a bill to authorize the Commissioners of Onslow County to levy a special tax for building a Poor House and for other purposes.

Read first time and referred to the Committee on Propositions and Grievances.

Mr. Harrington a bill to authorize the Board of Education to sell eertain stock.

Read first time and referred to the Committee on Education. Also, a bill to charter the Bank of Cumberland.

Read first time and referred to the Committee on Corporations.

Senate bill to allow the Commissioners of the City of Raleigh to issue bonds was read second time.

Mr. Jones moved to amend by adding two new sections, submitting the subject to the qualified voters of the City.

The amendments were adopted, and, as amended, the bill passed second and third readings, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White and Wilson—31.

NAYS-None.

Engrossed House bill to incorporate Hebriton Lodge, in Lenoir, Caldwell County, passed second and third readings, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Harrington, Hyman, Lassiter, Long, Love, Martindale, Melchor, Moore of Yaneey, McLaughlin, Robbins, Scott, Smith, Stephens, Sweet, White and Wilson—27.

NAYS—Mcssrs. Bellamy, and Moore of Carteret—2. Senate bill to incorporate the Town of Mount Airy in Surry County passed second and third readings, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Harrington, Hyman, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White and Wilson—29.

Nay-Mr. Bellamy-1.

Engrossed House bill to incorporate Atlantic Lodge, No. 238, A. Y. Masons, at Indian Ridge, in the County of Currituck, passed second and third readings, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Robbins, Scott, Smith, Stephens, Sweet, White and Wilson—29.

Nays-Messrs. Bellamy and Moore of Yancey-2.

Engrossed House bill to incorporate Jefferson Lodge, No. 219, of Free and Accepted Masons, in Jefferson, Ashe County passed second and third readings, under a suspension of the rules, by the following vote:

YEAS—Mcssrs. Barnes, Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Graham, Harrington, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Robbins, Scott, Smith, Stephens, Sweet, White and Wilson—28.

NAY-Mr. Bellamy-1.

Engrossed House bill to incorporate Waynesville Lodge, No. 259, of A. Y. M., in the Town of Waynesville, County of Haywood, passed second and third readings, under a suspension of the ru-es, by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Graham, Harrington, Jones of Wake, Lassiter, Long, Love, Martindale, Mel-

chor, Moore of Carteret, Moore of Yaneey, McLaughlin, Robbins, Scott, Smith Stephens, Sweet and White—28.

NAY-Mr. Bellamy-1.

Engrossed House bill to incorporate Rehoboth Lodge, No. 279, of A. Y. M., at Teachey's, in the County of Duplin, passed second and third readings, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Graham, Harrington, Hyman, Jones of Wake, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, McLaughlin, Robbins, Seott, Shoffner, Smith, Sweet and White—28,

NAY-Mr. Bellamy-1.

Engrossed House bill for the relief of J. F. Hartgrove, late Tax Collector of the County of Haywood, passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eaves, Forkner, Graham, Harrington, Hyman, Jones of Wake, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yancey, McLanghlin, Robbins, Scott, Shoffner, Smith, Sweet and White—27.

NAY-Mr. Bellamy-1.

Senate bill to legalize an election held in the Town of Marion, McDowell County, January 4th, 1869, passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Eaves, Forkner, Graham, Harrington, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, MeLanghlin, Osborne, Robbins, Seott, Shoffner, Smith, Sweet, White and Wilson—28.

NAYS-None.

Engrossed House bill, to prevent the felling of trees in the waters of Mitchell River, and throwing other obstructions therein, was read second time.

The title of the bill was amended by inserting after "River" the words "in Surry County."

Mr. Osborne moved to amend by adding to section 1:

"Provided, That dams for the construction of mills, or machinery, shall not be regarded as obstructions within the meaning of this act."

The amendment was adopted.

As amended, the bill passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melehor, Moore of Yancey, Osborne, Robbins, Seott, Shoffner, Smith, Sweet, White and Wilson—29.

NAYS-Messrs. Graham and Moore of Carteret-2.

Engrossed Honse bill for the relief of the Sherifi of Alleghany County was amended, by Mr. Osborne, by striking out "1866."

The amendment was adopted by the following vote:

YEAS—Messrs. Barrow, Beasley, Blythe, Davis, Eaves, Forkner, Galloway, Hyman, Lassiter, Love, Martindale, Melchor, McLaughlin, Osborne, Robbins, Sweet and Wilson—17.

NAYS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burus, Cook, Graham, Harrington, Jones of Wake, Long, Moore of Carteret, Moore of Yaneey, Scott, Shoffner, Smith and Stephens—16.

As amended, the bill passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Brogden, Blythe, Davis, Eaves, Forkner, Galloway, Graham, Jones of Wake, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yan-

cey, Robbins, Scott, Shoffner, Smith, Stephens and White -22.

Navs—Messrs. Barrow, Beeman, Bellamy, Burns, Harrington, McLaughlin, Osborne, Sweet and Wilson—9.

Engrossed House bill, in relation to Lake Phelps, was read second time and tabled.

Engrossed House bill to authorize the Sheriff of Ashe County to collect arrears of taxes was amended by striking out "1866."

As amended, the bill passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Brogden, Blythe, Cook, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Long, Love, Martindale, Melchor, Moore of Carteret, Robbins, Scott, Smith, Stephens and White—21.

Nays—Messrs. Barrow, Beeman, Bellamy, Burns and Mc-Laughlin—5.

Engrossed House bill to incorporate the Littleton Manufacturing Company passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Burns, Blythe, Cook, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Osborne, Robbins, Scott, Shoffner, Smith, Stephens, White and Wilson—29.

Nay-Mr. Bellamy-1.

Engrossed House bill to authorize the County Commissioners of Camden County to levy a special tax passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beasley, Bellamy, Brogden, Burns, Blythe, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Long, Love, Melchor, McLaugh-

lin, Osborne, Robbins, Scott, Smith, Stephens, White and Wilson-25.

NAY-Mr. Moore of Carteret-1.

Mr. Robbins moved to adjourn until Monday, at 10 o'clock, A. M.

Not agreed to by the following vote:

YEAS—Messrs. Beilamy, Brogden, Eaves, Moore of Carteret, McLaughlin, Osborne, Robbins and Wilson—8.

NAYS—Messrs. Barnes, Barrow, Beeman, Burns, Blythe, Cook, Davis, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Love, Martindale, Melchor, Scott, Smith, Stephens and White—21.

Senate bill to incorporate the Central North Carolina Rail Road Company passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Osborne, Robbins, Scott, Smith, Stephens, White and Wilson—28.

NAYS-None.

Senate bill to amend an act to incorporate the Town of Newton, and acts acts amendatory thereof, was read second time.

Mr. Forkner offered a substitute for the bill, which was adopted.

Mr. Forkner moved to amend the substitute by striking out sections 1 and 2.

The amendment was adopted.

As amended, the bill passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter,

Long, Love, Martindale, Melchor, Moore of Carteret, Osborne, Robbins, Scott, Smith, Stephens, White and Wilson -30.

NAYS-None.

Engrossed House bill to incorporate the New Hanover Agricultural Society passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, McIchor, Moore, of Carteret, Osborne, Robbins, Scott, Smith, Stephens, White and Wilson—29.

NAYS-None.

Engrossed House resolution in favor of A. L. Parton, late tax collector of Macon County, passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Mclchor, Moore of Carteret, Osborne, Robbins, Scott, Smith, Stephens, White and Wilson—29.

NAYS-None.

Engrossed House resolution in favor J. C. Bryas, Sheriff of Cleveland County, passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Becman, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Osborne, Robbins, Scott, Smith, Stephens, White and Wilson—28.

Nay-Mr. Bellamy-1.

Senate Bill to incorporate the North Carolina Real and Personal Estate Agency passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Brøgden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Harrington, Hymau, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Osborne, Robbins, Scott, Smith, Stephens, White and Wilson—28.

NAYS-None.

Senate bill to extend the corporate limits of the Town of Thomasville passed second and third readings under a suspenof the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Mclchor, Moore of Carteret, Osborne, Robbins, Scott, Smith, Stephens, White and Wilson—29.

NAYS-None.

Senate bill to amend an act to incorporate the Trustees of the North Carolina College passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Beeman, Brogden, Blythe, Cook, Eaves, Forkner, Graham, Hyman, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Osborne, Robbins, Scott, Smith, White and Wilson—20.

NAYS—Messrs. Barnes, Barrow, Bellamy, Burns, Galloway, Harrington and Stephens—7.

Senate bill to incorporate the Lockville Manufacturing Company passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Burns, Blythe, Cook, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Osborne, Robbins, Scott, Smith, Stephens, White and Wilson—27.

NAYS-None.

Senate bill giving the Governor authority to appoint a Mayor and Commissioners for the Town of Hendersonville passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Osborne, Robbins, Seott, Smith, Stephens, White and Wilson—29.

NAYS-None.

The President ratified:

An aet to provide for an assignment of rooms in the Capitol and Executive Mansion to State Executive Officers.

An act to repeal section 2 of the act passed by the General Assembly, ratified February 15th, 1869, entitled an act to change the time of holding the Courts in the 9th, 10th, 11th and 12th Judicial Districts.

On motion of Mr. Osborne, the Senate adjourned until Monday, 10 o'elock, A. M.

MONDAY, FEBRUARY 22d, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

On motion of Mr. Osborne, the rules were suspended to receive reports of Committees.

Mr. Forkner, on the part of the Committee on Internal Improvements, reported favorably on Senate bill to provide for certain returns from Rail Road Companies.

Engrossed House bill to incorporate the Davidson Rail Road Company.

Engrossed House bill to amend an act to incorporate the Plaster Bank and Salt Works Rail Road Company, ratified May 30th, 1864.

Mr. Martindale, from the same Committee, reported favorably on Senate bill to amend charter of the Tennessee River Rail Road Company.

And asked to be discharged from the further consideration of Senate resolution appointing a Committee to investigate certain Rail Roads.

The report was concurred in.

The same Committee recommended the tabling of Senate bill to establish a Turnpike Road from Marion, in the County of McDowel, to Asheville, in the County of Ashe.

Mr. Osborne, for the Judiciary Committee, reported favorably on engrossed House bill entitled "proceedings in habeas corpus."

Engrossed House bill enticled "proceedings upon impeachment."

Mr. Barrow, from the Special Committee on Fisheries, reported favorably on Senate bill to prevent the destruction of fish in the waters of North Carolina.

Mr. Barrow, for the Judiciary Committee, reported favorably, with amendments, bill from the Code Commissioners to amend chapter 48, Revised Code, entitled "Fences."

Mr. Sweet, on the part of the Committee on Privileges and Elections, reported a substitute for Senate bill providing for an official declaration of the results in the late Congressional election.

The substitute was adopted.

The bill passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eaves, Forkner, Graham,

Harrington, Hyman, Lassiter, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Robbins, Scott, Shoffner, Smith, Sweet, White, Winstead and Wilson—31.

NAYS—Messrs. Bellamy, Cook and Welker—3.

Mr. Sweet, from the same Committee, reported engrossed House bill authorizing elections in certain Towns in this State, with a new section, as section 4.

The amendment was adopted.

As amended, the bill passed second and third readings under a suspension of the rules.

The tollowing is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eaves, Forkner, Graham, Harrington, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Robbins, Scott, Smith, Sweet, White, Winstead and Wilson—30.

NAYS-Messrs. Bellamy, Cook, Hyman and Welker-4.

Mr. Robbins moved to suspend the rules to allow Mr. Welker to take up a bill and to allow himself to introduce a bill.

The motion did not prevail.

The unfinished business, being the consideration of engrossed House bill to provide for the collection of taxes by the State and by the several Counties of the State on property, polls and incomes, was now taken up.

Section 29 was amended by Mr. Brogden, by inserting after the word "prescribed," line 20, as follows, viz:

"At the Court House and two other public places, and also in some newspaper published in the County where the land is situated, and if there be no newspaper published in the County, then in the nearest newspaper."

Mr. Robbins moved to amend the section by striking out the word "interest" in lines 33 and 34.

Adopted.

Mr. Sweet moved to amend section 30 by striking out the word "interest" in line 2.

Adopted.

Mr. White moved to amend section 31 by striking out all in line 2 down to and including the word "sale," line 3, and insert "assessed value thereof."

The motion did not prevail.

Mr. White moved to amend section 31 by inserting in line 3, after the word "shall" the words "at its assessed value."

The same was rejected.

Mr. White moved to amend section 31, in line 7, after "of" strike out all to and including the words "charges," and insert the words "thus bid."

The motion was rejected.

Mr. Welker moved to amend section 32 by striking out "twelve months" in lines 2, 17 and 18 and inserting "two years."

Adopted.

Mr. Robbins moved to amend section 33 by striking out "eighteen" in line 2, and inserting "thirty," also in line 6, by striking out "twelve months" and inserting "two years." Adopted.

Mr. Osborne moved to strike out "five," line 10, and insert "two."

Mr. Hyman moved to amend by inserting "three."

On motion of Mr. Barrow, the question was divided.

The motion to strike out was put and lost.

Mr. Shoffner moved to amend section 33 by striking out the words "interest or," line 5.

Mr. Welker moved to amend section 34 by striking out all after the word "eollected" in line 22.

The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Blythe, Cook, Davis, Graham, Hyman, Long, Love, Moore of Carteret, Shoffner, Sweet, Welker, White and Winstead—14.

NAYS-Messrs. Barnes, Barrow, Beall, Beasley, Beeman,

Brogden, Burns, Eaves, Forkner, Harrington, Lassiter, Martindale, Melchor, Moore of Yaneey, McLaughlin, Osborne, Robbins, Scott and Smith—20.

Mr. Robbins moved to strike out "ten" in line 23, and insert "six."

The same was rejected by the following vote:

YEAS—Messrs. Beall, Blythe, Cook, Davis, Forkner, Graham, Harrington, Long, Love, Mclehor, Moore of Carteret, Robbins, Shoffner, Sweet, Welker, White and Wilson—17.

Navs—Messrs. Barnes, Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Eaves, Hyman, Lassiter, Legg, Martindale, Moore of Yancey, McLaughlin, Osborne, Scott, Smith and Winstead—18.

Mr. Moore, of Carteret, moved to strike out "ten" and insert "seven."

The motion was divided.

The motion to strike out was put.

The vote stood as follows:

YEAS—Messrs. Beall, Burns, Blythe, Cook, Davis, Forkner, Harrington, Long, Love, Melchor, Moore of Carteret, Shoffner, Smith, Sweet, Welker, White and Winstead—17.

NAYS—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Eaves, Graham, Hyman, Lassiter, Legg, Martindale, Moore of Yancey, McLaughlin, Osborne, Robbins, Scott and Wilson—17.

The President voting in the negative, the motion did not prevail.

Mr. Moore, of Carteret, moved to strike out section 34 entire. The motion was rejected.

Mr. Osborne moved to amend section 35 by adding as follows, viz:

"In addition to the penalty provided in this section, such defaulting Sheriff shall be liable to be prosecuted as for a felony, and, on conviction, shall be imprisoned in the Penitentiary for not less than one, nor more than five years. In the

prosecution of any defaulting Sheriff, any lawful evidence of his appointment as Sheriff shall be competent, but the eertificate of the Auditor setting forth the sum which is due from the tax list filed in his office, and that the same, or a certain sum thereof, is unpaid, shall be *prima facie* evidence against such Sheriff of a defalcation in the duties of his office on his trial."

Mr. Robbins moved to amend by placing the following words between the section and the amendment: "If any Sheriff shall fraudulently and corruptly fail to account and pay as aforesaid."

Adopted.

Mr. Winstead, the Senator from Person, in the Chair.

Mr. Moore, of Carteret, moved the previous question.

The motion was sustained.

The amendment of Mr. Osborne was put and carried by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Burns, Davis, Eaves, Forkner, Graham, Hyman, Lassiter, Love, Melchor, Moore of Carteret, Osborne, Shoffner, Sweet, Welker, Winstead and Wilson—20.

NAYS—Messrs. Beasley, Beeman, Brogden, Colgrove, Cook, Harrington, Legg, Long, Moore of Yancey, McLaughlin, Robbins, Scott, Smith and White—14.

Mr. Robbins offered an amendment.

A point of order was raised, viz: that the previous question having been sustained, an amendment was out of order.

The President decided to entertain the amendment, from which decision Mr. Moore, of Carteret, appealed.

The Chair was not sustained by the following vote:

YEAS-Messrs. Beeman, Brogden, Davis, Legg, Osborne, Robbins, Shoffner and White-8.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Bellamy, Burns, Cook, Forkner, Harrington, Hyman, Love, Melchor,

Moore of Carteret, Moore of Yaneey, McLaughlin, Scott, Sweet, Welker and Wilson—19.

Section 35, as amended, was adopted.

Mr. Robbins moved a suspension of the rules for the double purpose of introducing a bill and of allowing Mr. Welker to ask leave of absence for a Senator.

Not agreed to.

Mr. Moore, of Yaneey, moved to postpone a further consideration of the bill until to-morrow, 12 o'clock.

The motion did not prevail.

Mr. Harrington moved to amend section 36 by striking out "ten," line 4, and inserting "thirty."

Not agreed to.

Mr. Welker moved to amend section 37 by striking out in line 3 the following words: "or one or more other persons."

Adopted.

Mr. Osborne moved to amend section 38 by adding as follows:

"The Sheriff shall be further liable to be prosecuted as for a felony, and, on conviction, shall be punished by imprisonment in the Penitentiary for not less than one year, nor more than five years."

Mr. Robbins offered the following as a substitute, viz:

"If the Sheriff shall fraudulently and corruptly fail to account as aforesaid, shall be criminally liable therefor in like manner and with the same penalties imposed for such criminal defalcation in section 35."

Mr. Osborne aeeepted the substitute.

The amendment was adopted.

Mr. Shoffner moved to amend section 39 by striking out "three" in line 1 and inserting "ten."

The motion was rejected.

On motion of Mr. Barrow, the vote by which the Senate adopted section 16 was reconsidered, when

Mr. Barrow moved to amend by striking out all after "value" in line 7, down to and including "value" in line 14.

The amendment was adopted.

The section, as amended, was adopted.

Mr. Barrow moved to reconsider the vote by which the Senate adopted section 12.

Mr. Cook moved to lay that motion on the table.

Not agreed to.

The motion to reconsider did not prevail.

When the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Davis, Eaves, Forkner, Hyman, Lassiter, Long, Melchor, McLaughlin, Osborne, Scott, Shoffner, Sweet and Wilson—19.

Navs—Messrs. Beeman, Bellamy, Blythe, Cook, Harrington, Legg, Love, Moore of Carteret, Moore of Yaneey, Robbins, Smith, Welker, White and Winstead—14.

Mr. Lassiter gave notice of his intention to move a reconsideration of the vote by which the bill passed third reading,

The rules were suspended, and Mr. Brogden offered the following resolutions:

WHEREAS. In the wise order of Divine Providence, in the swift and ceaseless passage of time, the 22d of February, the birthday of the great and good George Washington, "one of the few immortal names that were not born to die," has once again arrived; and

Whereas, this day may well be regarded as a day auspicious to the true principles of freedom, as it gave to liberty its ablest defender and to republican institutions their truest expounder; and

Whereas, we believe that the name of Washington still vividly remains in the inner recesses of the hearts of the Amer-

ican people, and like an oracle is continually whispering lessons of wisdom, of patriotism and of virtue.

Resolved, That we cherish with the deepest veneration and respect the peerless and illustrious name and memory of George Washington as the greatest benefactor of his country, whose christian virtues, wise teachings, unbounded patriotism and eminent example so appropriately illustrate and adorn the pure and noble character of him who "was first in war, first in peace, and first in the hearts of his countrymen."

Resolved, That although one hundred and thirty seven years have passed away since the birth of Washington, the first President of the United States, we take the greatest pleasure in evineing a becoming respect to the high character and illustrions services of the Father of his Country, and in affirming and reasserting the principles set forth by him in his Farewell Address to the American People. We cordially approve the patriotie sentiments of this wise and admirable Address, which so truly declares that the unity of government, which constitutes us one people, is also now dear to us. It is justly so; for it is a main pillar in the edifice of our real independence, the support of our tranquility at home, our peace abroad, of our safety, of our prosperity, of that very liberty which we so highly prize, and that we most heartily and sineerely believe that it is of infinite moment that we should properly estimate the immense value of our National Union to our collective and individual happiness, that we should cherish a cordial, habitual and immovable attachment to it, accustoming ourselves to think and speak of it as the palladium of our political safety and prosperity, watching for its preservation with jealous anxiety, discountenancing whatever may suggest even a suspicion that it can, in any event, be abandoned, and indignantly frowning upon the first dawning of every attempt to alienate any portion of our country from the rest, or to enfeeble the sacred ties which now bind together the various parts.

Resolved, That as a testimony of our sineere respect for the memory of George Washington, this Senate do now adjourn.

On the adoption of these resolutions, Mr. Osborne called for the yeas and nays.

The call was sustained, and the resolution adopted by the following vote:

YEAS—Mcssrs. Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eaves, Forkner, Harrington, Hyman, Lassiter Legg, Long, Love, Melehor, Moore of Carteret, Moore of Yan cey, McLanghlin, Osborne, Robbins, Shoffner, Smith, Sweet, White, Winstead and Wilson—27.

NAYS-Messrs. Barnes, Bellamy and Scott-3.

Leave of absence was granted Mr. Galloway until Wednesday next.

To Mr. Osborne until Thursday next.

TUESDAY, FEBRUARY 23d, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Lassiter presented a petition from the citizens of Granville County.

Referred to the Committee on Agriculture.

Mr. Forkner, from the Committee on Internal Improvements, reported a substitute for engrossed House bill, an act authorizing the North-Western North Carolina Rail Road Company to receive subscriptions in lands to the capital stock of the Company, and moved to suspend the rules to put the bill upon its passage.

The motion did not prevail.

Also, favorably upon Senate bill requiring certain reports from the various Rail Roads throughout the State.

Mr. Beall presented a report from the Joint Committee on the memorial from W. F. Beasley, relative to the manufacture of sugar.

Mr. Davis, on the Select Committee on Indian Affairs, reported a resolution requesting Congress to extinguish Indian titles, and asked to be discharged from the further consideration of the subject.

The Committee was discharged.

A communication was received from the Code Commissioners, transmitting a bill in relation to proceedings in contempt.

Read first time and referred to the Judiciary Committee.

Also, a bill concerning guardian and ward.

Read first time and referred to the Committee on the Judiciary.

A message was received from the House of Representatives, transmitting engrossed House bill relating to weighing rosin at Wilmington.

Read first time and referred to the Committee on Agriculture.

And concurring in Senate resolution in relation to the Public Treasurer.

A message was also received announcing that the House of Representatives refused to concur in Senate amendments to bill to amend Tittle LXVIII of Code of Civil Procedure, asking a Committee of Conference, and informing the Senate that Messrs. Malone, Barnett and Seymour constituted the House branch of the Committee.

The Senate concurred in the proposition to raise a Committee of Conference.

The President appointed Messrs. Barrow, Robbins and Shoffner on the part of the Senate.

The House of Representatives transmitted engrossed House bill authorizing the Commissioners of Union County to levy a special tax. Read first time and referred to the Committee on Finance. Engrossed House bill concerning public roads and bridges in the County of Robeson.

Read first time and referred to the Committee on Internal Improvements.

A message was received announcing Messrs. Estes, Durham, Dixon, Whitley and Ashworth, Committee of Conference in relation to State lines, and announcing the concurrence of that body in Senate bill to incorporate the Wilmington Life Insurance Company.

Also, Senate bill in favor of Wm. A. Philpot, late Sheriff of Granville County, and Jno. L. Harris of Person County, and Senate bill to incorporate Raleigh Cemetery Association.

And Senate resolution in relation to State Prison, amending by making the Committee seven instead of six, and four on the part of the House instead of three.

The Senate concurred in the amendments.

The President appointed Messrs. Welker, Love and Burns the Senate branch of the Committee.

The House of Representatives transmitted the following bills:

Engrossed House bill in relation to landlord and tenant. Read first time and placed on the calendar.

Engrossed House bill to postpone the collection of special taxes

Read first time and referred to the Committee on Finance.

Mr. Forkner moved to suspend the rules.

No quorum voting, the motion was lost.

Joint resolution authorizing a bond of the State to be properly authenticated.

Read first time and referred to the Committee on Finance.

Engrossed House bill to authorize the Commissioners of Jackson County to issue bonds.

Read first time and referred to the Committee on Propositions and Grievances.

The following notices were given:

By Mr. Scott, of a bill to incorporate the Fayetteville and New River Rail Road Company.

Also, a bill for the relief of B. Wallace, Sheriff of Duplin County.

By Mr. Barrow, of a bill to authorize the County Commissioners of Northampton County to levy a special tax.

Also, of a bill to incorporate the Independent Telegraph Company.

Mr. Robbins introduced a bill providing for the compromise of old debts.

Read first time and referred to the Judiciary Committee, and ordered to be printed.

Mr. Lassiter, a bill to validate eertain acts of Deputy Clerks. Read first time and referred to the Judiciary Committee.

Mr. Long, a bill to require administrators to give bond only for the personal estate.

Read first time and referred to the Judiciary Committee.

The hour for the Special Order having arrived, the bill to provide a system of public instruction was taken up—section 8 under consideration.

Sections 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27 were adopted without amendments.

In section 28 the amendment of the Committee on Education was adopted, inserting after the word "State," in line 3, "in proportion to the number of children between the ages of six and twenty-one."

Mr. Welker moved to amend, by inserting after the word "fund," in second line, the following words: "in excess of the annual expenses."

Adopted.

Section 29 was adopted.

Section 30 was read and amendments of the Committeewere adopted, striking out "incorporated City, Town and." Mr. Graham offered a substitute for section 30 in the following words:

"In every Township there shall be biennially elected by ballot, School Commissioners consisting of three persons."

Mr. Robbins moved to amend the substitute by adding the following words:

"Who shall, under the supervision and direction of the County Commissioners, establish and maintain, for at least four months in every year, a sufficient number of public schools of different grades and at convenient localities, which shall be under the entire control of the School Committee for the education of all children between the ages of six and twenty-one years, residing therein."

Mr. Graham accepted the amendment.

Mr. Graham moved to amend the amendment by inserting after the word "Commissioners" the following words:

"Divide the Townships into a convenient number of school districts."

Adopted.

Mr. Lindsay moved to strike out the words "different grades."

The yeas and nays were ordered, and the amendment was lost by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Harrington, Lindsay, Long, Love, Melchor, Moore of Yaneey, Scott, Smith and Wilson—11.

NAYS—Messrs. Barrow, Beall, Beasley, Bellamy, Burns, Blythe, Cook, Eaves, Forkner, Graham, Hyman, Jones of Wake, Lassiter, Legg, Moore of Carteret, McLaughlin, Robbins, Shoffner, Sweet, Welker and White—21.

Mr. Graham moved to amend by inserting after the word "number" the following words: "Of separate and distinct schools for the white and colored races."

The yeas and nays were ordered and the amendment prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Eaves, Forkner, Graham, Harrington, Jones of Wake, Lindsay, Long, Love, Melehor, Moore of Yaneey, McLaughlin, Robbins, Scott, Shoffner, Smith, Sweet, and Winstead—24.

NAYS—Messrs. Bellamy, Cook, Hyman, Legg, Moore of Carteret and Welker—6.

Mr. Sweet introduced a substitute for section 30 as amended. The question was divided.

The yeas and nays were ordered on the motion to strike out.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Bellamy, Burns, Cook, Hyman, Lassiter, Legg, Love, Moore of Carteret, Shoffner, Smith, Sweet and Welker—16.

NAVS—Messrs. Barnes, Brogden, Davis, Eaves, Graham, Harrington, Lindsay, Long, Melehor, Moore of Yaneey, McLaughlin, Robbins, Seott and Wilson—14.

Mr. Love moved to amend the substitute of Mr. Sweet by inserting after the word "grades" the following words: "Containing not less than (30) thirty pupils each."

Mr. Davis moved to adjourn until 7½ o'clock, P. M.

The yeas and nays were ordered and the motion lost by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Blythe, Davis, Forkner, Graham, Hyman, Legg, Long, Melehor, MeLanghlin, Welker and Wilson—15.

NAYS—Messrs. Barnes, Bellamy, Brogden, Cook, Eaves, Harrington, Jones of Wake, Lindsay, Love, Moore of Carteret, Moore of Yancey, Scott, Shoffner, Smith, Sweet and Winstead—16.

The Senate then adjourned until to-morrow 10 o'eloek, A. M.

WEDNESDAY, FEBRUARY 24th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Barrow introduced an amendment to the Rules of the Senate to be entitled Rule 2, in the following words:

"Rule 2.—The hour next ensuing after the reading of the Journal shall be appropriated to the presentations of petitions, reports from standing committees, messages from the Governor, communications from State officers, messages from the House of Representatives, notices of bills, introduction of bills in their order, after which, or at the expiration of the morning hour, the unfinished business of the day previous shall be in order."

Adopted.

Mr. Barrow asked leave to introduce a resolution.

Objections being raised, Mr. Lassiter called for the yeas and nays.

The call was sustained.

The vote stood as follows:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Eaves, Eppes, Forkner, Graham, Lassiter, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Winstead and Wilson—17.

NAYS—Messrs. Burns, Cook, Davis, Harrington, Hyman, Jones of Wake, Lindsay, Long, Respass, Shoffner, Smith, Stephens, Welker and White—14.

Leave was not granted, twenty-six having failed to vote in the affirmative.

Mr. Winstead, Chairman of the Judieiary Committee, reported favorably on engrossed House bill in relation to proceedings in contempt.

Also, upon Senate bill to validate certain aets of deputy clerks.

Mr. Moore, of Carteret, reported favorably on Senate bill to amend the charter of the Town of Jamesville, N. C.

Mr. Winstead, Chairman of the Judiciary Committee, reported favorably upon Code bill concerning guardian and ward.

Mr. Graham, from the Judiciary Committee, reported unfavorably upon Senate bill to extend suffrage to females, and asked to be discharged from the further consideration of the subject.

The report was concurred in.

The following messages were received from the House of Representatives:

A message transmitting Senate bill to incorporate the Yellow Mountain Bridge Company, amended by striking out the name of "Samuel C. Wilson," and inserting "Adolphus McJimpsey."

The Senate concurred in the amendment of the House of Representatives.

Senate resolution in favor of W. G. Hix, late Sheriff of Wilkes County, amending it by striking out "1866," and adding the following proviso:

"Provided, That the said W. G. Hix be required to give bond, with additional security, in such an amount as the County Commissioners shall require."

The Senate concurred in the House amendments.

The House of Representatives transmitted the following bills:

Engrossed House bill to authorize the County Commissioners of Franklin County to levy a special tax.

Read first time and referred to the Committee on Propositions and Grievanees.

Engrossed House bill to incorporate the Washington School Board.

Read first time and referred to the Committee on Education. Engrossed House bill to establish burnt records.

Read first time and referred to the Judieiary Committee.

Engrossed House bill to incorporate the Wilmington Steam Fire Engine Company.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to amend an aet to incorporate the State Loan and Trust Company.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to amend the charter of the Caldwell and Watauga Turnpike Company.

Read first time and referred to Committee on Internal Improvements.

A message was received announcing Messrs. Candler, Whitley and Gahagan, as the House branch of the Committee to investigate the affairs of the Treasurer of State's office.

Also, Messrs. Hodgin, Franklin, Nicholson and Robbins, House branch of the Committee to examine and report on the erection of a State's prison.

Mr. Brogden, from the Committee on Finance, reported favorably upon engrossed House bill to charter the Bank of Asheville, N. C.

Mr. Smith, Chairman of the Committee on Propositions and Grievanees, reported favorably upon Senate bill authorizing the Sheriff of Washington County to eolleet arrears of taxes for 1867.

Mr. Moore, of Yaneey, gave notice of a bill to incorporate the Town of Burnsville, Yaneey County.

Mr. Barrow gave notice of a bill for the relief of the securities of S. A. Warren, late Sheriff of Northampton County.

Mr. Shoffner gave notice of a bill to define the jurisdiction of the Courts.

Mr. Barrow introduced a bill to incorporate the Independent Telegraph Company.

Read first time and referred to Committee on Corporations.

Mr. Stephens introduced a bill to charter the Milton and Dan River Rail Road.

Read first time and referred to Committee on Internal Improvements.

Mr. White introduced a bill providing for the registration of deeds.

Read first time and referred to Committee on the Judiciary.

Mr. Barrow introduced a bill authorizing the County Commissioners of Northampton County to levy a special tax.

Read first time and referred to Committee on Propositions and Grievances.

Mr. Scott introduced a bill for the relief of B. Wallace, Sheriff of Duplin County.

Read first time and referred to Committee on Propositions and Grievanees.

The bill providing for a system of public schools, being the unfinished business of yesterday, was taken up.

The question being on the amendment of Mr. Love, to the substitute of Mr. Sweet for section 30, to insert "consisting of not less than thirty pupils each," after the word "grades," Mr. Love asked leave to withdraw his amendment.

Objection being made, the question was put, and leave granted.

Mr. Love introduced an amendment to the substitute as clause four.

Mr. Moore, of Carteret, ealled for the previous question.

The eall was sustained.

Mr. Love called for the yeas and nays.

The eall was sustained.

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Davis, Eaves, Forkner, Graham, Harrington,

Jones of Wake, Lindsay, Long, Love, Melehor, Moore of Yaneey, McLaughlin, Respass, Robbins, Scott, Shoffner, Winstead and Wilson—25.

Navs—Messrs. Barrow, Colgrove, Cook, Eppes, Hyman, Legg, Martindale, Moore of Carteret, Smith, Sweet, Welker and White—12.

Mr. Moore, of Carteret, ealled for the yeas and nays upon the adoption of the substitute.

The eall was sustained and the substitute adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eaves, Graham, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Melehor, Moore of Yancey, McLaughlin, Robbins, Scott, Shoffner, Smith, Sweet, White, Winstead and Wilson—28.

NAYS—Messrs. Barrow, Bellamy, Colgrove, Cook, Eppes, Forkner, Hyman, Legg, Martindale, Moore of Carteret and Welker—11.

Mr. Brogden moved to strike out section 31, and offered a substitute for the section.

Mr. Graham asked for a division of the question.

Mr. Sweet offered a substitute for the substitute of Mr. Brogden.

The question was divided and the motion to strike out prevailed.

Mr. Moore, of Carteret, asked for the previous question.

The call was not sustained.

Mr. Brogden ealled for the yeas and nays upon the adoption of the substitute of Mr. Sweet.

Mr. Robbins raised a point of order, that the amendment of Mr. Sweet was not germain to the substitute of Mr. Brogden.

The question was put to the Senate and the point of order over ruled.

Mr. Moore, of Carteret, moved the previous question.

The motion was sustained.

The substitute of Mr. Sweet was lost.

Mr. Brogden called for the yeas and nays upon the adoption of his substitute.

The eall was sustained.

The substitute was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Davis, Eaves, Forkner, Graham, Jones of Wake, Legg, Lindsay, Long, Love, Melchor, Moore of Yancey, McLaughlin, Respass, Robbins, Scott, Shoffner, Smith, Stephens and Wilson—24.

Nays—Messrs Barrow, Bellamy, Colgrove, Cook, Eppes, Harrington, Hyman, Martindale, Moore of Carteret, Sweet, Welker and White—12.

Section 32 was read.

Mr. Sweet in the Chair.

Mr. Lindsay moved to strike out the entire section.

Mr. Graham moved to strike out the word "voted" in line one.

The motion was lost.

Mr. Moore, of Carteret, ealled for the yeas and nays upon the motion to strike out the section.

The eall was sustained.

The yeas and nays were taken.

The motion to strike out did not prevail by the following vote:

YEAS—Messrs. Barnes, Brogden, Graham, Lindsay, and Wilson—5.

NAVS—Messrs. Barrow, Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Hyman, Legg, Long, Love, Martindale, Moore of Carteret, McLanghlin, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—30.

Mr. Lindsay moved to amend by striking ont section 33.

Mr. Shoffner moved to amend by striking out "35" and insert "10."

The yeas and nays were ordered.

The motion to strike out prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Eaves, Graham, Lindsay, Long, Love, Melehor, Moore of Yaneey, McLaughlin, Respass, Robbins, Scott, Shoffner, Winstead and Wilson—19.

Nays—Messrs. Barrow, Beasley, Bellamy, Burns, Colgrove, Cook, Davis, Eppes, Harrington, Hyman, Legg, Martindale, Moore of Carteret, Smith, Stephens, Sweet, Welker and White—17.

Mr. White moved to amend the amendment of Mr. Shoffner by inserting "thirty-three."

The yeas and nays were ordered and the motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Harrington, Hyman, Lassiter, Martindale, Moore of Carteret, Smith, Stephens, Sweet, Welker, White and Wynne—21.

Nays—Messrs Barnes, Beall, Beeman, Brogden, Eaves, Graham, Legg, Lindsay, Love, Melehor, Moore of Yaneey, MeLaughlin, Respass, Scott, Shoffner, Winstead and Wilson—17.

Mr. Robbins moved to reconsider the vote by which "thirty-three" was inserted.

Mr. Stephens moved to lay the motion to reconsider on the table.

The yeas and nays were ordered.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Harrington, Hyman, Lassiter, Martindale, Moore of Carteret, Smith, Stephens, Sweet, Welker, White and Wynne—19.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Eaves, Forkner, Graham, Jones of Wake, Legg, Lindsay, Long, Love, Melehor, Moore of Yaneey, McLaughlin, Respass, Robbins, Scott, Shoffner, Winstead and Wilson—22.

Mr. Moore, of Carteret, moved to adjourn.

The yeas and nays were ealled.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Bellamy, Colgrove, Cook, Graham, Harrington, Long and Moore of Carteret—9.

Nays—Messrs. Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Melchor, Moore of Yaneey, McLaughlin, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White and Winstead—27.

The question recurred upon the motion to reconsider, which

did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Eaves, Graham, Jones of Wake, Lindsay, Long, Melchor, Moore of Yancey, McLaughlin, Respass, Robbins, Scott, Shoffner, Winstead and Wilson—18.

NAYS—Messrs. Barrow, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Harrington, Hyman, Lassiter, Legg, Martindale, Moore of Carteret, Smith, Stephens, Sweet, Welker, White and Wynne—22.

Mr. Love voted in the lobby and was not counted.

Mr. Love asked leave to record his vote.

Objection being made, he was not allowed to record his vote.

The motion of Mr. Lindsay to strike out the whole section did not prevail.

On motion, the Senate adjourned until 10 o'clock, A. M., to-morrow.

THURSDAY, February 25th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Mr. Barrow, on the part of the Committee on State Prison, asked and obtained leave to sit during the session.

Mr. Jones presented a petition from a Committee of the Board of Commissioners of the City of Raleigh.

Referred to Committee on Public Buildings and Grounds.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably on Senate bill to establish the line between the Counties of Alamance and Chatham.

Mr. Jones introduced a bill to enable the Chatham Rail Road Company to complete its road.

Read first time and referred to the Committee on Internal Improvements.

Mr. Hyman, a bill to authorize and require the Commissioners of Warren County to levy a special tax for the purpose of building a Poor House in said County.

Read first time and referred to the Committee on Finance.

Mr. Winstead, a bill to anthorize the construction of a Rail Road through the Counties of Granville, Person, Caswell, Rockingham, Stokes and Surry.

Read first time and referred to the Committee on Internal Improvements.

Mr. Barrow, on the part of the Joint Committee on Conference, to whom was referred engrossed House bill to amend Title VI of the Code of Civil Procedure, reported, recommending that the Senate recede from the following amendments to section 1 of the bill, viz:

"Provided, That no person shall have the benefit of this act on any debts or contracts made prior to May 25th, 1865."

The report was concurred in and the House of Representatives notified of the same.

Mr. Winstead presented the credentials of Mr. Andrew H. Jones, Senator elect from the 14th Senatorial District, vice J. W. Purdie, banned by the Constitutional amendment.

Mr. Barrow moved to refer to the Committee on Privileges and Elections, with instructions to report as soon as practicable.

On the motion to refer, Mr. Moore, of Carteret, ealled the previous question.

The eall was sustained.

Mr. Robbins demanded the yeas and nays on the motion to refer.

Agreed to.

The motion to refer prevailed by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Respass, Scott, Shoffner, Stephens, Sweet, Welker, White and Winstead—33.

NAVS—Messrs. Barnes, Beall, McLaughlin, Robbins, Smith and Wilson—6.

Mr. Shoftner gave notice of his intention to introduce a bill requiring suits against executors and administrators to be brought in the County in which such executor or administrator qualified.

Mr. Colgrove, of a bill allowing the County of Jones to levy a tax for special purposes.

Mr. Barrow, by leave, introduced the following resolution:

Resolved, That during the remainder of this session no Senator shall receive pay for the time he is absent from service in the Senate, unless such absence be eaused by sickness of himself or some member of his family.

Mr. Barrow moved to amend his resolution by adding "or business of the Senate."

Mr. Shoffner moved to indefinitely postpone.

On this motion Mr. Love ealled for the yeas and nays.

The eall was sustained.

The motion to postpone did not prevail by the following vote:

YEAS-Messrs. Respass, Shoffner and Welker-3.

Navs—Messrs. Barnes, Barrow, Beall, Beeman, Brogden, Bnrns, Davis, Eaves, Forkner, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, McLaughlin, Scott, Smith, Stephens, White, Winstead and Wilson—26.

Mr. Forkner moved to amend by adding as follows:

Provided, That those who have not had leave of absence may be entitled to pay by getting leave of absence.

Mr. Galloway moved to lay the whole matter on the table and called for the yeas and nays.

The call was sustained and the motion to table did not prevail by the following vote:

YEAS—Messrs. Bellamy, Eaves, Galloway, Graham, Harrington, Hyman, Respass, Shoffner, Smith, Stephens, Sweet and Welker—12.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Forkner, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLanghlin, Robbins, Scott, White, Winstead and Wilson—25.

Mr. Shoffner moved to postpone until April 1st.

On this motion the vote stood yeas 13, nays 13.

The President voting in the negative, the motion to postpone did not prevail.

Mr. Forkner withdrew his amendment, when

Mr. Sweet moved to amend as tollows:

Insert after "Resolved" "the House of Representatives eoneurring;" strike out Senate and insert "members of the General Assembly;" strike out "services in the Senate" and insert "seat;" strike out "business of the Senate" and insert "public business."

Mr. Barrow ealled for the previous question.

Not agreed to.

The hour for the unfinished business having arrived, Mr.

Barrow made a motion that the same be postponed for ten minutes.

Mr. Love moved to amend so as to postpone until this resolution was disposed of.

Mr. Barrow accepted the amendment.

The motion was rejected by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Blythe, Davis, Lindsay, Long, Love, Martindale, Melehor, Moore of Carteret and White—13.

Navs—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Lassiter, Moore of Yaneey, McLaughlin, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Winstead and Wilson—26.

By eonsent, Mr. Sweet, from the Committee on Privileges and Elections, reported as follows:

"The Committee on Privileges and Elections, having had the eredentials of Andrew J. Jones, Senator elect from the 14th Senatorial District, under consideration, report that they find Mr. Jones was a member of the General Assembly before the late rebellion, but neither held office during the rebellion nor gave aid or comfort to the same. It appears from the credentials that Mr. Jones received a majority of all the votes given at the special election held in the 14th District."

Mr. Lindsay moved to recommit the report to the Committee.

Mr. Beeman moved the previous question.

Agreed to.

The motion to recommit did not prevail.

When the report of the Committee was adopted.

Whereupon, Andrew J. Jones, Senator elect from the 14th Senatorial District, was duly sworn by the President and took his seat.

Mr. Hyman asked for a suspension of the rules to introduce a resolution.

Not agreed to.

The unfinished business, being the consideration of a bill to provide for a system of public instruction, was now taken up.

The question was on the motion of Mr. Lindsay to strike out section 33 and insert a substitute for the same.

Mr. Graham moved to refer the bill to a Special Committee of five.

Not agreed to.

The motion of Mr. Lindsay to strike out and insert was divided.

The motion to strike out was put and carried.

On the motion to insert, Mr. Love ealled for the yeas and nays.

The eall was sustained.

The motion to insert did not prevail by the following vote: YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Eaves, Graham, Lindsay, Love, Melchor, McLaughlin, Robbins, Scott, Winstead and Wilson—14.

NAYS—Messrs. Barrow, Bellamy, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Martindale, Moore of Carteret, Respass, Shoffner, Smith, Stephens, Sweet, Welker and White—22.

Mr. Barrow moved to amend section 34 by striking out all after the word "truant," line 3.

Adopted.

Mr. Love moved to strike out the entire section.

The motion did not prevail.

Mr. Love moved to amend section 41 by striking out in lines 8 and 9, as follows:

"Except by approval of the Superintendent of Public Instruction."

Mr. Blythe moved to amend by inserting "County Commissioners."

Mr. Love accepted the amendment.

Mr. Moore, of Carteret, moved the previous question.

The motion was sustained.

Mr. Galloway demanded the yeas and nays.

The demand was sustained.

The question was divided.

The motion to strike out did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Eaves, Graham, Lindsay, Love, Melchor, Moore of Yancey, McLaughlin, Respass, Robbins, Scott, Shoffner and Wilson—18.

NAYS—Messrs. Barrow, Burns, Colgrove, Davis, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Long, Martindale, Moore of Carteret, Smith, Stephens, Sweet, Welker, White and Winstead—20.

Mr. Moore, of Yancey, moved to amend section 41 by striking out all after "school" in line 7, to and including "instruction," in line 9.

Mr. Graham in the Chair, who decided the amendment in order inasmuch as the words refused to be stricken out were, taken in connection with others.

Mr. Barrow appealed from the decision of the Chair.

The Senate sustained the decision of the Chair,

The motion to strike out did not prevail by the following vote:

YEAS—Messrs. Barnes, Brogden, Blythe, Eaves, Graham, Jones of Columbus, Lindsay, Love, Melchor, Moore of Yancey, McLaughlin, Robbins, Scott and Wilson—14.

NAVS—Messrs. Barrow, Beasley, Beeman, Burus, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Long, Martindale, Moore of Carteret, Respass, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—22.

Mr. Beeman moved to amend section 31 by inserting after "instruction," line 9, the words "or the County Commissioners."

The Chair refused to entertain the amendment.

Mr. Robbins moved to insert in line 54, section 42, after the word "sectarian," the words "or partizan."

Mr. Jones moved to amend by inserting after the word "character" in line 54, the words "or which teach the doctrine of secession and of the lost cause."

A message was received from the House of Representatives, transmitting engrossed House bill confirming certain land grants issued to Lewis W. Bryant and others in the Counties of Ashe and Alleghany.

Read first time and placed on the calendar.

The House of Representatives concurred in Senate bill providing for an official declaration of the results in the late Congressional Elections.

And amended Senate bill in relation to the Lunatie Asylum by inserting after "money" in section 38, the words "an amount not exceeding one-fourth of the annual appropriation."

The Senate concurred in the Honse amendment.

The Senate, on motion, adjourned until to-morrow, 10 o'clock, A. M.

FRIDAY, FEBRUARY 26th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Thursday was read and approved.

Leave of absence was granted Mr. Hyman, from and after to-day until Monday next.

To Mr. Wilson, from and after Wednesday next, until the following Tuesday.

The President announced Mr. A. W. Jones, of Columbus, on the following Committees, vice J. W. Purdie: Privileges and Elections, Public Charities, Agricultural, Mechanics and Mining, Joint Committee on Public Buildings and Grounds.

Mr. Welker, on the part of the Committee on Education, reported favorably on Senate bill to authorize the Board of Education to sell the stock now owned by the public school fund in the Cape Fear Navigation Company.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on engrossed bill to extend the corporate limits of the Town of Lumberton, in the County of Robeson.

Engrossed House bill to incorporate the Wilmington Steam Fire Engine Company.

A message was received from the House of Representatives, transmitting engrossed House bill to incorporate the Sparkling Catawba Springs Company, in the County of Catawba.

Read first time and referred to the Committee on Corporations.

Also, Engrossed Honse bill to provide for the raising revenue for State and County purposes.

Read first time and referred to the Committee on Finance, And, on motion of Mr. Graham, the amendments, if any be reported by the Committee, be printed.

Mr. Shoffner introduced a bill to alter the rules of practice in the Courts.

Read first time.

Mr. Shoffner moved it be placed on the calendar.

A quorum not voting, it was declared no vote.

Whereupon, the President referred the bill to the Judiciary Committee.

Mr. Colgrove gave notice of his intention to introduce a bill to grant to a Company, lands covered by the waters of Hunter's Creek and Catfish Lakes.

Mr. Osborne, of a bill to incorporate the Halifax Manufacturing Company.

Mr. Welker, of a bill to amend chapter 66 of the Revised Statutes.

Mr. Beall, of a bill to alter the County lines between Watauga and Wilkes.

Mr. Shoftner introduced the following bills, which were read first time and referred to the Judiciary Committee:

A bill to protect Constables under the Provisional Government of the State.

Also, a bill requiring suits on official bonds to be brought where the bonds were given.

Mr. Barrow introduced a bill for the relief of the securities of S. A. Warren, late Sheriff of the County of Northampton.

Read first time and referred to the Committee on Propositions and Grievances.

Mr. Sweet introduced a bill to amend an act to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road Company.

Read first time and referred to the Committee on Internal Improvements.

Also, a bill to amend an act to incorporate the Atlantic Fire Company, No. 1, in the Town of Newbern.

Read first time and referred to the Committee on Corporations.

Mr. Love presented a report from the Commissioners of Jackson County.

Referred to the Committee on Townships.

The unfinished business, being the consideration on second reading of a bill to provide for a system of public instruction, was taken up.

The question was on the amendment of Mr. Jones, of Wake.
Mr. Graham moved to lay the amendment on the table, and called for the yeas and nays.

The call was sustained.

The motion to table did not prevail by the tollowing vote: YEAS—Messrs. Barnes, Beall, Graham, Melchor, McLaughlin, Seott and Wilson—7.

Navs —Messrs. Barrow, Beasley, Beeman, Brogden, Blythe, Colgrove, Davis, Eaves, Eppes, Galloway, Hayes, Harrington

Hyman, Jones of Wake, Legg, Long, Love, Moore of Carteret, Respass, Robbins, Shoffner, Stephens, Sweet, Welker, White, Wyune and Winstead—27.

The amendment was rejected by the following vote:

YEAS—Messrs, Blythe, Davis, Jones of Wake, Moore of Carteret and Stephens—5.

Nays—Messrs. Barnes, Barrow, Beall, Beasley, Becman, Brogden, Burns, Colgrove, Cook, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Legg, Lindsay, Long, Love, Melehor, Moore of Yancey, McLaughlin, Osborne, Respass, Robbins, Seott, Shoffner, Smith, Sweet, Wellker, White, Winstead and Wilson—34.

Mr. Love offered the following amendments to come in after the word "character," seetion 42, line 54: "or which teach the sentiments embodied in that well known song, 'John Brown's soul is marching along.'"

The President ruled the amendment as not being in order.

From which ruling Mr. Love took an appeal.

Mr. Colgrove ealled for the yeas and nays on the appeal from the decision of the Chair.

The call was agreed to.

The ruling of the Chair was sustained by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Wake, Legg, Lindsay, Long, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—38.

NAY-Mr. Love-1.

Mr. Robbins changed his amendment so as to insert after the word "sectarian," in line 54, the following words: "in religion or partizan in politics."



Mr. Jones, of Wake, called the yeas and nays on the adoption of the amendment.

The call was sustained.

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Love, Melchor, Moore of Yancey, Respass, Robbins and Scott—9.

NAYS—Messrs. Barrow, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Wake, Legg, Lindsay, Long, Moore of Carteret, McLanghlin, Osborne, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—29.

Mr. Osborne moved to amend by inserting the words "or infidel," after the word "sectarian," in line 54, section 42.

The amendment was adopted.

Mr. Love moved to amend section 42 by inserting in line 13, after the word "wages," as follows:

"Provided, That said Committee shall never employ any colored teacher, male or female, to serve as such, in any school wherein white children are to be instructed."

Mr. Hayes moved to amend the amendment by adding as follows:

"Or employ white teachers to serve in any school wherein colored children are to be instructed."

Mr. Stephens demanded the yeas and nays on the adoption of the amendments.

The call was sustained.

The amendment of Mr. Hayes was adopted by the following vote:

YEAS—Messrs. Barrow, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Galloway, Graham, Hayes, Hyman, Legg, Lindsay, Melchor, Moore of Carteret, McLaughlin, Respass, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne and Winstead—28.

NAYS—Messrs. Barnes, Beall, Forkner, Harrington, Long, Love, Moore of Yaneey, Osborne, Robbins, Scott and Wilson—11.

When Mr. Galloway moved to amend by adding to the amendment the following:

"That no white democrat should teach any colored girl."

The President ruled the amendment ont of order.

The amendment of Mr. Love, as amended by Mr. Hayes, was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Eaves, Graham, Lindsay, Love, Melehor, Moore of Yancey, Me-Laughlin, Osborne, Respass, Robbins, Scott, Shoffner, Winstead and Wilson—19.

NAVS—Messrs. Barrow, Beasley, Bnrns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Jones of Wake, Legg, Long, Moore of Carteret, Smith, Stephens, Sweet, Welker, White and Wynne—21.

Mr. Blythe moved to strike out in section 42, line 44, from the word "provided," down to and including line 49.

Mr. Moore, of Yaneey, moved to amend the amendment by striking ont from and including the word "provided," in line 44, down to and including the second "and" in line 47.

Mr. Blythe accepted the amendment.

Mr. Brogden ealled the yeas and nays on the amendment. Agreed to.

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Eaves, Forkner, Graham, Harrington, Legg, Lindsay, Long, Love, Melehor, Moore of Yaneey, McLanghlin, Osborne, Respass, Scott, Shoffner, Smith, White and Wilson—25.

NAYS-Messrs. Burns, Cook, Davis, Eppes, Galloway, Hayes,

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Hyman, Moore of Carteret, Robbins, Stephens, Sweet and Welker—12.

Mr. Osborne moved to amend section 42, by striking out all after the word "fee," in line 41, down to and including the word "do," in line 44.

Adopted.

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Mr. Osborne also moved to amend by striking out the words "stone or brick," in line 40.

Adopted.

Mr. Shoffner moved to amend section 42, line 64, by inserting after the word "instruction," as follows:

"Provided, That attending teachers' institute, or educational meetings, shall not be held at the expense of the State, or educational fund."

The motion did not prevail.

Mr. Sweet moved to amend by striking out lines 61, 62, 63 and 64.

The motion prevailed.

The report of the Committee on Education, to strike out section 43, was concurred in.

Mr. Barrow moved to amend section 44, by striking out the word "his," before the word "hands," in line 10, and insert the words "of the County Treasurer."

The amendment was adopted.

Mr. Robbins moved to amend section 46, by striking out all after the word "section," in line 14.

The vote stood yeas 17, nays 17.

The Senator from Orange in the Chair, the Chair voting in the affirmative, the motion to strike out prevailed.

The Senate concurred in the amendments reported by the Committee on Education, to section 48, viz: by striking out, in line 2, the words "of the County," and also by striking out "County," in line 6.

The amendments reported by the Committee to section 48,

viz: strike out the words "or municipal," in line 22, was adopted.

Mr. Welker moved to amend section 50, by striking out the words "municipal or," in line 12.

The amendments of the Committee on Education to section 50, viz: to strike out in lines 9 and 10 the following words, "to the commissioners or aldermen of their municipalities," also, strike out sections 54 and 55, was concurred in by the Senate.

Mr. Osborne moved to strike out section 51.

Mr. Barrow moved that the Senate take a recess until 7½ this P. M.

Mr. Hayes moved to amend by adjourning until to-morrow, at 10 A. M.

Mr. Galloway called for the yeas and nays on the motion to adjourn.

Agreed to.

The motion did not prevail by the following vote:

YEAS—Messrs. Beall, Brogden, Burns, Colgrove, Davis, Eaves, Hayes, Harrington, Lassiter, Love, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Shoffner, Smith and Wynne—17.

NAYS—Messrs. Barnes, Barrow, Beasley, Becman, Blythe, Forkner, Galloway, Graham, Hyman, Jones of Wake, Legg, Lindsay, Long, Osborne, Respass, Robbins, Scott, Stephens, Sweet, Welker, White, Winstead and Wilson—23.

The President ratified the following acts:

An act to renew the charter of the Richmond Manufacturing Company.

An act to incorporate the Raleigh Cemetery Association.

An act in favor of William A. Phillpot, late Sheriff of Granville County, and John L. Harris, of Person County.

An act providing for an official declaration of the results in the late Congressional election.

An act to incorporate the Wilmington Life Insurance Company.

An act to incorporate the North Carolina Real and Personal Estate Agency.

The motion of Mr. Barrow, to take recess until $7\frac{1}{2}$ o'clock, P. M., prevailed.

EVENING SESSION.

The Senate met at 7½ o'clock, P. M.

The President in the Chair.

The roll was called and the following Scnators answered to their names:

Messrs. Barnes, Barrow, Beeman, Blythe, Cook, Eaves, Eppes, Galloway, Harrington, Hyman, Lassiter, Long, Melchor, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, White and Winstead—22.

When it was ordered that the doors be closed and the Door-keepers be sent after absent members.

When Mr. Cook moved to adjourn until to-morrow, at 10 o'clock, A. M.

The motion was rejected by the following vote:

YEA-Mr. Eaves-1.

NAYS—Messrs. Barnes, Barrow, Beeman, Blythe, Cook, Eppes, Galloway, Harrington, Hyman, Long, Melchor, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, White and Winstead—20.

The Doorkeepers were sent after the following Senators, who were absent without leave:

Messrs. Beall, Beasley, Brogden, Colgrove, Forkner, Graham, Hayes, Jones of Coumbus, Jones of Wake, Legg, Lindsay, Love, Moore of Carteret, Moore of Yancey, Osborne, Shoffner and Wynne.

A number of Senators now appeared, making a quorum present.

Mr. Beall, having given satisfactory excuse for his absence, was excused by the following vote:

(None but members present at the eall of the Senate being allowed to vote.)

YEAS—Messrs. Barnes, Beeman, Blythe, Eaves, Eppes, Harrington, Hyman, Lassiter, Long, Melehor, Robbins, Scott, Smith, Stephens, Sweet, Welker, White and Winstead—18.

Nays-Messrs. Barrow, Galloway and Respass-3.

Mr. Winstead moved that further proceedings under the call be stopped.

Not agreed to by the following vote:

YEAS—Messrs. Barnes, Eaves, Eppes, Hyman, Long, Robbins, Scott, Smith and Winstead—9.

NAYS—Messrs. Barrow, Beeman, Blythe, Cook, Galloway, Harrington, Lassiter, Melchor, Respass, Stephens, Sweet, Welker and White—13.

When, on motion, Mr. Beasley giving sufficient reason for his absence, was excused.

On motion of Mr. Barrow, further proceedings under the eall was stopped.

Mr. Beall gave notice of his intention to introduce a bill authorizing the building of a toll bridge across John's River, in the County of Burke.

Mr. Respass asked for a suspension of the rules to introduce a bill.

Not agreed to.

The unfinished business, being the consideration of a bill to provide a general system of public instruction, was taken up.

The question was on the motion to strike out section 51.

Mr. Beall moved to amend by striking out the words "either reside or," line 3, section 51.

On this motion, Mr. Barrow called for the yeas and nays.

Agreed to.

The amendment was rejected by the following vote:

YEAS-Messrs. Beall, Melchor and Scott-3.

Nays—Messis. Barnes, Barrow, Beasley, Beeman, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Moore of Yancey, Respass, Robbins, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—30.

Mr. Galloway moved to amend section 51 by striking out "who," line 2, down to and including "Townships" in line 13.

Mr. Respass moved to amend by adding to section 51, as tollows:

"Provided, The amount necessary to extend the school shall not exceed 15 cents on the \$100 worth of property in any one year."

Mr. Robbins moved to amend the amendment by adding as follows:

"Provided, The amount levied in any one year for special purposes shall not exceed 15 cents on the \$100 worth of property."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Eaves, Harrington, Lindsay, Love, Melchor, Moore of Yancey, Respass, Robbins, Scott, Stephens, Sweet, White, Winstead and Wilson—18.

NAYS—Messrs. Barrow, Beasley, Blythe, Cook, Davis, Eppes, Forkner, Hyman, Long, Smith and Welker—11.

Mr. Stephens moved to reconsider the vote by which the amendment was adopted.

When, on motion of Mr. Barrow, the Senate adjourned until to-morrow, at 10 o'clock, A. M.

SATURDAY, FEBRUARY 27th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Cook presented a petition from the eitizens of Wilmington.

Referred to the Committee on Agriculture and Mining.

Mr. Robbins presented a petition from E. F. Miller, of Salisbury.

Referred to the Committee on Propositions and Grievanees.

On motion of Mr. Forkner, it was ordered that hereafter on Saturday when private bills are under consideration by the Senate, that they be placed on their several readings, and that it be a standing rule of the Senate.

Mr. Forkner, on the part of the Committee on Internal Improvements, reported favorably on engrossed House bill to amend the charter of the Caldwell and Watanga Turnpike Company.

Whereupon, the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Graham, Harrington, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Respass, Robbins, Scott, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—33.

Nays-None.

Mr. Robbins, on the part of the Committee on Finance, reported favorably on engrossed House bill to anthorize the County Commissioners of Anson County to levy a special tax.

The bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Graham, Harrington, Lassiter, Legg, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, MeLaughlin, Respass, Robbins, Scott, Smith, Stephens, Sweet, Wynne, Winstead and Wilson—33.

NAYS-Messrs. Bellamy, Welker and White-3.

Mr. Lassiter, on the part of the Committee on Internal Improvements, reported favorably on engrossed House bill to transfer to the County of Montgomery that part of the Fayetteville and Albemarle Plank Road that is included within the limits of Montgomery County.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Blythe, Colgrove, Cook, Davis, Eaves, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, McLaughlin, Respass, Robbins, Seott, Smith, Stephens, Sweet, Welker, Wynne, Winstead and Wilson—30.

NAYS—Messrs. Bellamy, Graham, Moore of Carteret and White—4.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported favorably on Senate bill to authorize the County Commissioners of Northampton County to levy a special tax for a special purpose.

The bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yaneey, McLaughlin, Respass, Robbins, Seott, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—35.

NAYS-None.

Mr. Smith, from the same Committee, reported favorably on Senate bill for the relief of the securities of S. A. Warren, late Sheriff of the County of Northampton.

Mr. Brogden moved to amend by adding 1866 before 1867 where it occurs in the bill.

The amendment was adopted.

As amended the bill passed second and third readings.

The following is the vote on third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Blythe, Colgrove, Cook, Eaves, Eppes, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Martindale, Moore of Carteret, Moore of Yaneey, Respass, Robbins, Seott, Stephens, Sweet, Welker and White—28.

Nays-Messrs. Love, Melchor, MeLaughlin and Wilson-4.

A message was received from the House of Representatives transmitting the following bills, which were read first time and referred as stated:

Engrossed House bill to authorize Jonathan Mann, late Sheriff of Stanly County, to collect arrears of taxes.

To the Committee on Propositions and Grievances.

Engrossed House bill to incorporate the Middle Falls Manufacturing Company, in the County of Richmond.

To the Committee on Corporations.

Engrossed House bill to establish the Wilmington Water Works Company.

To the Committee on Corporations.

Mr. Respass gave notice of his intention to introduce a bill to allow the Commissioners of Beaufort and Hyde Counties to levy a special tax.

Mr. Beall presented a bill authorizing the building of a toll bridge across John's River, in Burke County.

Read first time and referred to the Committee on Corporations.

Mr. Respass, a bill in relation to pilotage at Hatteras and Oeracoke inlets.

Read first time and referred to the Committee on Propositions and Grievanees.

A bill to amend the charter of the Town of Jamesville passed second and third readings under a suspension of the rules.

The following is the vote on the third reading:

YEAS-Messrs. Barnes, Barrow, Beall, Beasley, Beeman,

Bellamy, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Harrington, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, White and Wilson—33.

NAYS-None.

Senate bill authorizing the Sheriff of Washington County to collect arrears of taxes for the year 1867 passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Blythe, Colgrove, Cook, Eaves, Forkner, Galloway, Harrington, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Respass, Robbins, Scott, Smith, Stephens, Welker and White—26.

NAYS-Messrs. Moore, of Yancey, and McLaughlin.

Mr. Sweet moved a suspension of the rules to take up Senate bill to repeal an act to amend an act to amend the charter of the Oxford branch of the Raleigh and Gaston Rail Road Company.

It requiring a majority of the whole number of Senators elect the motion failed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Blythe, Cook, Eaves, Graham, Harrington, Legg, Long, Leve, Melehor, Moore of Carteret, Respass, Robbins, Sweet, Welker, White and Wynne—22.

NAYS—Messrs. Colgrove, Forkner, Hayes, Jones of Wake, Lassiter, Martindale, Scott, Smith, Stephens, Winstead and Wilson—11.

Senate bill to amend an aet to incorporate the Carrolton Copper Mining Company passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Blythe, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Legg, Long, Love, Melchor, Moore of Carteret, Moore

of Yancey, McLaughlin, Respass, Robbins, Scott, Smith, Stephens, Sweet, White, Wynne, Winstead and Wilson—30.

Nay-Mr. Bellamy-1.

Engrossed House bill to incorporate the Wilmington Steam Fire Engine Company passed second and third readings.

The tollowing is the vote on the third reading:

Yeas—Messrs. Barnes, Beall, Beasley, Beeman, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yaneey, McLaughlin, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—32.

NAYS-None.

Senate bill to incorporate the Currituck Club Steamboat Company was read second time.

The amendments reported by the Committee on Corporations, to whom the bill was referred, were adopted.

As amended, the bill passed second and third readings.

The following is the vote on the third reading:

Yeas—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Legg, Love, Melchor, Moore of Carteret, Moore of Yancey, McLanghlin, Respass, Robbins, Scott, Smith, Stephens, White, Wynne and Wilson—29.

Nays-Messrs. Bellamy, Long and Welker-3.

Mr. Sweet, moved a suspension of the rules to take up Senate bill to protect the State against fraudulent sales of property for the use of a Penitentiary.

The motion prevailed.

Mr. Robbins offered a substitute for the preamble.

The question was divided.

The motion to strike out the preamble was put and lost.

Mr. Robbins offered the following as a new section:

SEC. 3. That the State makes no claims to the lands for which said bonds were issued in payment, and the parties to

whom the said bonds were issued are hereby required to return said bonds to the Treasurer of the State.

The section was adopted.

As amended the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Blythe, Colgrove, Eaves, Forkner, Hayes, Harrington, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Respass, Robbins, Scott, Smith, Sweet Welker, White, Winstead and Wilson—28.

Nays—Messrs. Cook, Davis, Galloway and Stephens—4. Senate bill authorizing John L. Staton to ereet and establish a ferry across Dan River was read second time, when

Mr. Bellamy moved to adjourn until Monday at 10 o'clock A. M.

The motion did not prevail.

Mr. Respass moved to strike out section three.

Mr. Bellamy moved to lay that motion on the table.

The motion to table did not prevail.

Mr. Colgrove moved to adjourn until Monday at 10 o'clock, A. M.

Not agreed to.

The motion to strike out section three was put and lost, when the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Robbins, Scott, Smith, Stephens, Sweet, Welker, White and Winstead—29.

NAYS—Messrs. Bellamy and Respass—2.

Engrossed Honse bill to empower W. T. Rhoades, R. M. Orrell and others to remove obstructions out of the Cape Fear River between Fayetteville and Northington's Dam, was re-

ported back to the Senate, by Mr. Lassiter, on the part of the Committee on Internal Improvements, to whom the bill was referred, and asked to be discharged from the further consideration of the same.

The Senate concurred in the report of the Committee, when the further consideration of the bill was postponed until Saturday next.

Engrossed House bill confirming certain land grants issued to Lewis W. Bryan and others in the Counties of Ashe and Alleghany was read second time and postponed until Saturday next.

Senate bill for the better establishment of certain grants in Beaufort County was read second time and, on motion of Mr. Respass, was indefinitely postponed.

Leave of absence was granted Mr. Cook from Monday until Saturday next.

Leave of absence was asked for Mr. Jones, of Wake, from Tuesday next until the following Tuesday.

For Mr. White from Monday until the 12th instant.

Pending which, the Senate adjourned until Monday next at 10 o'elock, A. M.

MONDAY, March 1st, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Stephens moved a eall of the House.

The motion prevailed.

The roll was called and the following Senators answered to their names:

Messrs. Barnes, Barrow, Beasley, Beeman, Bellamy, Blythe, Eaves, Eppes, Forkner, Hayes, Harrington, Jones of Columbus, Lassiter, Lindsay, Moore of Carteret, McLaughlin, Respass, Seott, Stephens, Sweet, Welker, Winstead and Wilson—total 25.

On motion of Mr. Love, a quorum appearing further proceedings under the call was stopped.

On motion of Mr. Welker, the rules were suspended, when he introduced a resolution to appoint a Committee of three to report from the ealender bills for immediate action, and report the time when the Goneral Assembly may adjourn.

On motion of Mr. Jones, of Columbus, the resolution was indefinitely postponed.

Mr. Sweet moved a suspension of the rules to take up Senate bill to amend an act to amend the charter of the Oxford Branch of the Raleigh and Gaston Rail Road Company.

Mr. Davis arose to a point of order, which was, that the Senate having refused on Saturday last to suspend the rules to give the bill a preference over other bills, could not do it today, that question having already been decided by the Senate.

The President decided the point of order well taken, when

Mr. Swect appealed from the decision of the Chair.

Mr. Robbins called for the yeas and nays.

The chair was sustained by the following vote:

YEAS—Messrs. Barnes, Beasley, Brogden, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Galloway, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Melchor, Moore of Yaneey, Respass, Scott, Smith, White and Wynne—23.

NAVS—Messrs. Barrow, Beall, Beeman, Legg, Long, Love, Moore of Carteret, McLaughlin, Osborne, Robbins, Sweet, Welker, Winstead and Wilson—14.

Mr. Sweet moved to suspend the rules for the purpose of reconsidering the vote by which the Senate refused to suspend the rules on Saturday last to take up the bill indicated.

The motion prevailed.

Mr. Forkner moved to reconsider the vote by which the Senate refused to suspend the rules to take up the bill.

Agreed to.

The question then occurring on the suspension of the rules, Mr. Sweet called for the yeas and nays.

The eall was sustained, and the motion to suspend the rules

prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Eaves, Eppes, Forkner, Harrington, Jones of Columbus, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, McLanghlin, Osborne, Respass, Robbins, Scott, Sweet, Welker, White and Wynne—30.

NAYS—Messrs. Davis, Galloway, Hayes, Lassiter, Martindale, Smith and Stephens—7.

The question being on the passage of the bill on its second reading, Mr. Osborne moved the following as a substitute:

Section —. The General Assembly of North Carolina do enact, That all after the fourteenth section of the above entitled act, passed at the present session of the General Assembly, after the word "eurrency" be and the same is hereby repealed.

SEC. —. That this act shall be in force from and after its ratification.

Mr. Galloway moved to postpone the further consideration of the bill until Monday next.

On the motion to postpone Mr. Cook called the yeas and nays.

The motion to postpone did not prevail by the following vote:

YEAS—Messrs. Colgrove, Davis, Galloway, Hayes, Jones of Columbus, Smith, Stephens and Winstead—8.

Nays—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Eaves, Eppes, Forkner, Graham, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Respass, Robbins, Scott, Sweet, Welker, White, Wynne and Wilson—30.

Mr. Moore, of Carteret, moved the previous question on the adoption of the substitute.

Agreed to.

The motion was rejected by the following vote:

YEAS—Messrs. Beeman, Brogden, Blythe, Colgrove, Cook, Davis, Forkner, Graham, Jones of Wake, Lassiter, Legg, Lindsay, Osborne, Scott, Smith, Stephens, Welker, Winstead and Wilson—19.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Bellamy, Eaves, Eppes, Hayes, Harrington, Jones of Columbus, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Robbins, Sweet, White and Wynne—21.

Mr. Sweet offered the following as a new section:

"Sec. 2. All acts or parts of acts authorizing a sale of stock owned by the State in any of the Rail Roads of the State are hereby repealed."

The section was adopted.

The bill then passed second reading by the following vote: YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Eaves, Eppes, Graham, Harrington, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, McLanghlin, Respass, Robbins, Sweet, White, Wynne and Winstead—23.

NAYS—Messrs. Bellamy, Blythe, Colgrove, Davis, Forkner, Hayes, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Osborne, Scott, Smith, Stephens, Welker and Wilson—16.

The question being on the passage of the bill, its third reading, Mr. Sweet offered the following additional amendment to the section, which was adopted:

"Except such acts or parts of acts as may anthorize the sale of stock in the Wilmington and Manchester, and the Wilmington and Weldon Rail Road Companies."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Eaves, Eppes, Forkner, Graham, Harrington, Legg, Lindsay, Long, Melchor, Moore of Carteret, McLaughlin, Osborne, Respass, Robbias, Scott, Sweet, White and Wynne—22.

Nays—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Hayes, Jones of Columbus, Jones of Wake, Lassiter, Love, Martindale, Smith, Stephens, Welker, Winstead and Wilson—17.

Mr. Hayes moved a further consideration of the bill be postponed until to-morrow,

The motion did not prevail.

Mr. Davis moved to adjourn.

Mr. Moore, of Carteret, called for the yeas and nays.

Agreed to.

The motion to adjourn did not prevail by the following vote:

Yeas—Messrs. Bellamy, Colgrove, Cook, Davis, Hayes, Jones of Columbus, Respass, Smith and Stephens—9.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Eaves, Eppes, Forkner, Graham, Harrington, Jones of Wake, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Robbins, Scott, Sweet, Welker, White, Wynne, Winstead and Wilson—30.

The bill, as amended, passed third and final reading by the following vote:

YEAS-Messrs. Barnes, Barrow, Beall, Beasley, Beeman,

Brogden, Eaves, Eppes, Harrington, Jones of Columbus, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Respass, Robbins, Sweet, White and Wynne—23.

Navs—Messrs. Bellamy, Blythe, Cook, Davis, Forkner, Hyman, Jones of Wake, Lassiter, Osborne, Scott, Smith, Stephens, Welker, Winstead and Wilson—16.

Leave of absence was granted as follows:

To Messrs. Martindale, Jones, Moore of Yaneey, and Davis until Monday next.

Mr. White, until the 12th.

By consent, Mr. Barrow introduced a resolution amending the Rules of Order.

The resolution was rejected by the following vote:

Yeas—Messrs. Barrow, Beasley, Beeman, Brogden, Colgrove, Graham, Hayes, Long, Melchor, Moore of Carteret, Respass, Stephens and Welker—13.

Navs—Messrs. Barnes, Beall, Bellamy, Eaves, Forkner, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Love, McLaughlin, Osborne, Robbins, Scott, Smith, Wynne, Winstead and Wilson—20.

Mr. Osborne moved a suspension of the rules to introduce a resolution.

On the motion to suspend Mr. Beeman called for the yeas and nays.

The eall was sustained.

The rules was suspended by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Davis, Eaves, Forkner, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Long, Love, Moore of Carteret, Osborne, Respass, Robbins, Scott, Smith, Sweet, Welker and Winstead—27.

NAYS—Messrs. Barrow, Eppes, Legg, Lindsay, Moore of Yancey, McLaughlin, Stephens, White and Wilson—9.

When Mr. Osborne introduced a joint resolution appointing

a Joint Committee to take into consideration and report a bill for the relief of the people of North Carolina.

The resolution was adopted.

The President ratified the following acts and resolutions:

An act to incorporate Waynesville Lodge, No. 259, A. Y. M., in the Town of Waynesville, County of Haywood.

Resolution in favor of A. L. Partonton, Tax Collector of Macon County.

Act to amend Title C, section 68, of the Code of Civil Procedure.

An act to authorize the County Commissioners of Surry County to improve road from John Allen's to the top of the Blue Ridge in Surry County.

An act for the relief of J. F. Hartgrove, late tax collector for the County of Haywood.

Resolution in favor of J. C. Bryant of Cleveland County.

On motion of Mr. Davis the Senate adjourned until to-morrow at 10 o'clock, A. M.

TUESDAY, MARCH 2d, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

The President announced the following as the Senate branch of the Joint Committee to prepare a bill for the relief of the people:

Messrs. Osborne, Barrow and Wilson.

Leave of absence was granted the Principal Doorkeeper for one week, conditioned that he furnish a substitute for that time.

Leave of absence was granted Mr. Galloway until Saturday next.

Mr. Osborne, for the Judiciary Committee, reported favorably on Senate bill requiring landholders to close their lines.

A message was received from the House of Representatives, transmitting the following engrossed House resolution and bills, which were read first time and referred as stated:

Resolution in relation to the annexation of the Counties of Nansemond, Norfolk and Princess Ann, of Virginia.

To the Committee on Propositions and Grievances.

Bill authorizing the County Commissioners of Jones County to levy a special tax.

To the Committee on Propositions and Grievances.

Bill authorizing the Commissioners of Salisbury to issue bonds.

To the Committee on Corporations.

The House of Representatives concurred in the following Senate bills:

Bill to establish a Turnpike Road in the County of Carteret. Bill to incorporate the Town of Mount Airy in the County of Surry.

Bill to extend the corporate limits of the Town of Thomasville.

Bill to amend an act to incorporate the Town of Newton and acts amendatory thereto.

Mr. Lassiter gave notice of his intention to introduce a bill to repeal an act authorizing the sale of the State's interest in property lying between Gaston and Weldon.

Mr. Winstead, of a bill to facilitate the transfer of unfinished business from the military tribunals to the civil Courts of this State.

On motion of Mr. Osborne, it was ordered that hereafter private bills, resolutions and reports of Committees on private bills and resolutions be received on any day during the week.

Mr. Lassiter, on the part of the Committee on Internal Improvements, reported favorably on Senate bill to incorporate the Fayetteville and New River Rail Road Company.

Ordered to be printed.

Mr. Forkner, on the part of the same Committee, reported favorably on Senate bill to anthorize the construction of a Rail Road through the Counties of Granville, Person, Caswell, Rockingham, Stokes and Surry.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported favorably upon the following:

Senate bill to authorize and empower Reuben King, late Sheriff of Robeson County, to collect arrears of taxes.

Engrossed House bill to authorize the Commissioners of Halifax County to levy a special tax for building and repairing public bridges in said County.

Mr. Beeman, for the Finance Committee, reported favorably on engrossed House resolution in favor of J. I. Moore, of Granville County.

Engrossed House bill to authorize the Commissioners of Union County to levy a special tax.

Bills and resolutions as follows were introduced and disposed of as stated:

By Mr. Respass, a bill to lay off and establish a new County by the name of Rocky Mount, with accompanying petition.

Read first time and referred to the Committee on Propositions and Grievances.

By Mr. Beall, a bill to alter the boundary between the Counties of Wilkes and Watanga.

Read first time and referred to the Committee on Propositions and Grievanees.

By Mr. Osborne, a bill to incorporate the Halifax Manufacturing Company.

Read first time and referred to the Committee on Corporations.

By Mr. Lindsay, a bill to authorize the Dan River Coalfields Rail Road Company to construct and extend their Road.

Read first time and referred to the Committee on Internal Improvements.

By Mr. Colgrove, a bill to grant to a Company lands covered by the waters of Hunter's Creek and Catfish Lakes.

Read first time and referred to the Committee on Corporations.

By Mr. Moore, of Carteret, a bill to amend the acts of 1825 and 1827 for the better regulation of the Town of Beaufort.

Read first time and referred to the Committee on Corporations.

Mr. Wynne, a resolution requesting the Secretary of State to furnish an account of the expenditures of his office from July 1st, 1868, to the present time.

Adopted.

Mr. Sweet, a resolution asking the Secretary of State to report the amount and value of stationery issued since July 1st, 1868, the quantity on hand at his qualification as Secretary of State, together with the amount and value on hand at this time.

Adopted.

Mr. Hyman, a resolution for night sessions for Monday, Wednesday and Friday nights of each week.

Mr. Welker moved to amend by making it every night but Saturday night.

The amendment was adopted.

The resolution, as amended, was adopted.

Mr. Beasley, a resolution to adjourn on the 22d inst. sine die.

Mr. Love moved a suspension of the rules to consider the resolution.

Mr. Moore, of Carteret, moved to lay that motion on the table.

The motion prevailed.

The unfinished business, being the consideration of a bill to provide for a system of Public Instruction, was taken up.

The question was on the motion of Mr. Stephens to reconsider the vote by which the Senate adopted the amendment offered by Mr. Robbins to the amendment offered by Mr. Respass to section 51.

The motion to reconsider prevailed by the following vote: Yeas—Messrs. Barrow, Bellamy, Blythe, Colgrove, Davis,

Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Columbus, Jones of Wake, Long, Moore of Carteret, Shoffner, Smith, Stephens, Welker and Wynne—19.

NAYS—Messrs. Barnes, Beall, Brogden, Eaves, Graham, Harrington, Lindsay, Love, Melchor, Moore of Yancey, McLaughlin, Osborne, Respass, Robbins, Scott, Sweet, White and Winstead—18.

Mr. Lassiter moved to amend by striking out "fifteen" and inserting "five."

After some discussion, Mr. Moore, of Carteret, moved the previous question.

The motion was sustained.

Mr. Barrow ealled for a division of the question.

The motion to strike out was put and lost by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Eaves, Graham, Lindsay, Love, Melchor, McLaughlin and Seott—12.

NAVS—Messrs. Barrow, Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Harington, Hyman, Jones of Wake, Lassiter, Long, Moore of Carteret, Osborne, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne and Wilson—22.

The question recurring on the amendment of Mr. Robbins, which was offered in the shape of a substitute.

The same was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Eaves, Graham, Lindsay, Love, Melchor, McLaughlin, Osborne, Robbins, Scott, Sweet, Winstead and Wilson—15.

Navs—Messrs. Barrow, Beasley, Beeman, Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Long, Moore of Carteret, Shoffner, Smith, Stephens, Welker, White and Wynne—21.

The question recurring on the amendment offered by Mr. Respass, the same was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Eaves, Graham, Jones of Wake, Lindsay, Long, Love, Melchor, McLaughlin, Osborne, Robbins, Scott, Shoffner, Sweet, White, Winstead and Wilson -19.

Navs—Messrs. Barrow, Beasley, Beeman, Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Moore of Carteret, Smith, Stephens, Welker and Wynne—17.

Mr. Graham moved to amend section 51, line 1, by striking out "Committee" and inserting "Trustees."

On motion of Mr. Stephens, the question was divided.

The motion to strike out was put and lost by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Graham, Hayes, Lindsay, Love, Melchor, McLaughlin, Osborne, Robbins, Scott and Wilson—14.

Navs—Messrs. Barrow, Beasley, Beeman, Blythe, Colgrove, Davis, Eaves, Eppes, Hyman, Jones of Wake, Lassiter, Long, Moore of Carteret, Shoffner, Smith, Stephens, Sweet, Welker, Wynne and Winstead—20.

The motion of Mr. Osborne to strike out section 51 was adopted.

On motion of Mr. Barrow, the Senate adjourned until tomorrow, 10 o'clock, A. M.

WEDNESDAY, March 3d, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

Prayer by the Rev. Dr. Atkinson.

The Journal of Tuesday was read and approved.

Mr. Graham, on the part of the Judiciary Committee, reported favorably on Senate bill to authorize the exchange of certain bonds, issued during the war for Internal Improvements, for new bonds.

Also, Senate bill to require administrators to give bond only for the personal estate.

And with amendments, Senate bill to require the registration of deeds, &c.

And Senate bill requiring suits on official bonds to be brought in the County where the bond was given.

Senate bill to protect Constables under the Provisional Government of the State,

Mr. Beeman, on the part of the Committee on Finance, reported favorably on the following:

Senate bill for the relief of J. W. C. Piercy, of Cherokee County.

Engrossed House bill for the relief of J. A. Long, late Sheriff of the County of Richmond.

Engrossed House resolution in favor of John R. Smith, late Tax Collector for the County of Wayne.

Engrossed House resolution in favor of E. Merrill, Sheriff of Onslow County.

Engrossed House resolution in favor of J. L. Moore, late Sheriff of Macon County.

Engrossed House resolution in favor of B. L. Buchanan, Sheriff of the County of Jackson.

Mr. Eaves, from the Committee on Internal Improvements, reported favorably on Senate bill to charter the Milton and Dan River Rail Road Company.

Mr. Winstead, for the Judiciary Committee, reported favorably on engrossed House bill to re-establish burnt records.

And requested to be discharged from the further consideration of Senate bill to alter the rules of practice in the Courts.

The report was concurred in.

Mr. Brogden, from the Finance Committee, reported favorably on engrossed House bill to postpone the collection of special taxes.

Also, engrossed House resolution authorizing a bond of the State to be properly authenticated.

Mr. Welker gave notice of his intention to introduce a bill 25

to amend chapter 258 of the laws of 1858 and 1859, entitled an act to incorporate the Medical Society of the State of North Carolina, and for the establishment of a Medical Board of Examination.

Mr. Winstead introduced a bill to facilitate the transfer of business from the military to the civil courts.

Read first time and referred to the Judieiary Committee.

Mr. Lassiter introduced a bill to repeal an act passed at the sessions of 1858-'59.

Read first time and referred to the Judiciary Committee.

Mr. Welker introduced a bill to require the Board of Education to invest the proceeds of sales and of conversion into money.

Read first time and referred to the Committee on Education.

A message was received from the House of Representatives, transmitting the following engrossed House bills, which were read first time and referred as stated:

A bill to incorporate East Bend Lodge, No. 269, of Free and Accepted Masons, in the Town of East Bend, Yadkin County.

To the Committee on Corporations.

A bill for the relief of Jesse Sumner, Sheriff of the County of Buncombe.

To the Committee on Propositions and Grievances.

A bill to change the name of the Town of Nahuuta, in the County of Wayne.

To the Committee on Townships.

A bill to punish persons for violating Town laws.

To the Judieiary Committee.

A bill to amend the charter of the Silver Valley Mining Company.

To the Committee on Corporations.

A bill to prevent the obstruction of fish in Little River to K B. Mills', in Johnston County.

To the Committee on Propositions and Grievanees.

A bill to amend section 4 of an act to incorporate the Wilmington Hook and Ladder Company, ratified February 26th, 1867.

To the Committee on Corporations.

Mr. Welker introduced a resolution in relation to the Cape Fear Navigation Company.

Read first time and referred to the Committee on Education.

Mr. Moore, of Carteret, introduced a resolution retaining Edwin F. Martin as page.

On motion of Mr. Robbins, the consideration of the resolution was postponed one week.

Mr. Davis introduced a resolution rescinding a vote of thanks to S. F. Pearce.

On motion of Mr. Moore, of Carteret, the resolution was laid on the table.

On motion of Mr. Barrow, it was ordered that the Secretary of the Senate furnish to the members a printed list of all bills on the calendar on Monday of each week.

The leave of absence previously granted Mr. Mason was extended one week on account of sickness.

The unfinished business, being the consideration of a bill to provide for a system of public instruction, on second reading, was taken up.

As recommended by the Committee, section 57 was stricken out.

Mr. Blythe moved to insert in section 58, line 2, after the word "authorize," as follows, viz:

"Where a sufficient number of children are wanting, of either race, within convenient distance to organize a school."

The motion did not prevail.

Section 59 was stricken out as recommended by the Committee.

The amendments offered by the Committee to section 60, were adopted.

Mr. Graham moved to amend section 62 as follows: after the word "eause," insert the words "the Townships of," and strike out "or Townships," in line 13.

The motion prevailed.

Mr. Love moved to add as follows to section 62, viz:

"Provided, No colored tutor or tutoress shall ever be employed in any school wherein white children are to be taught."

Mr. Love moved the previous question on his amendment. The motion was lost.

Mr. Moore, of Carteret, moved to amend the amendment by adding as follows, viz:

"Nor any white tutor or tutoress wherein colored children are to be taught."

Mr. Moore, of Carteret, moved the previous question. The motion prevailed.

The amendment of Mr. Moore, of Carteret, was adopted by the following vote:

YEAS—Messrs. Beasley, Beeman, Blythe, Colgrove, Davis, Eaves, Eppes, Hayes, Hyman, Jones of Columbus, Jones of Wake, Moore of Carteret, Shoffner, Smith, Stephens, White, Winstead and Wilson—19.

NAYS—Messrs. Barnes, Barrow, Beall, Bellamy, Forkner, Graham, Harrington, Lassiter, Love, Melehor, McLaughlin, Robbins, Seott, Sweet and Welker—15.

The amendment, as amended, was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Blythe, Eaves, Graham, Lindsay, Love, Melchor, McLaughlin, Robbins, Seott, Shoffner, Winstead and Wilson—15.

NAYS—Messrs. Barrow, Beasley, Bellamy, Colgrove, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Colum-

bus, Jones of Wake, Lassiter, Moore of Carteret, Smith, Stephens, Sweet, Welker and White—19.

Section 62 was then adopted.

Mr. Hayes moved to reconsider the vote by which section 62 was adopted.

Mr. Moore, of Carteret, moved to lay that motion on the table.

The motion to lay on the table prevailed by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Brogden, Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Moore of Carteret, Shoffner, Smith, Stephens, Sweet, Welker and White—21.

NAYS—Messrs. Barnes, Beall, Beeman, Eaves, Graham, Jones of Wake, Lindsay, Love, Melchor, McLaughlin, Robbins, Scott and Winstead—13.

Mr. Shoffner moved to strike out in section 63, lines 5 and 6, the words "be ordered by the State Board of Education."

The amendment was rejected.

Mr. Blythe moved to strike out section 63.

The amendment did not prevail.

Mr. Shoffner moved to strike out section 64.

Mr. Lindsay moved to amend the section by inserting after the word "Counties," in line 4, the words "at cost to the pupils."

Mr. Moore, of Carteret, moved the previous question.

The yeas and nays were ordered on the motion for the previous question.

The call was sustained and the motion carried by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Blythe, Colgrove, Davis, Eppes, Graham, Harrington, Hyman, Love, Melchor, Moore of Carteret, Smith, Stephens, Welker and White—17.

Nays—Messrs. Barnes, Beall, Brogden, Eaves, Forkner, Hayes, Jones of Columbus, Lassiter, Lindsay, Long, McLaughlin, Robbins, Scott, Shoffner and Sweet—15.

The amendment of Mr. Lindsay was rejected.

The motion by Mr. Shoffner to strike out the entire section prevailed by the following vote:

YEAS—Messis. Barnes, Barrow, Beasley, Becman, Brogden, Blythe, Davis, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Wake, Love, Melehor, Moore of Carteret, McLaughlin, Shoffner, Smith, Stephens, Sweet, Welker and White—25.

NAYS—Messrs. Beall, Colgrove, Jones of Columbus, Lassiter, Lindsay, Long, Robbins and Scott—8.

Mr. Lindsay moved to strike out section 66.

Mr. Bellamy moved to lay that motion on the table.

The motion was lost.

The motion to strike out section 66 was rejected.

Mr. Blythe moved to strike out in line 5, section 68, the words "some person" and insert "three persons," when

Mr. Barrow moved to postpone the further consideration of the bill until to-morrow at 11 o'clock, A. M.

Mr. Robbins moved to amend by postponing until 8 o'clock this evening.

The amendment of Mr. Robbins was rejected.

The motion of Mr. Barrow prevailed.

The House of Representatives transmitted engrossed House bill to authorize the Public Treasurer to supply a temporary deficiency in the Treasury.

Read first time and made a Special Order for to-morrow at 10% o'clock.

The President ratified:

An act to authorize elections in certain Towns in this State.

An act to enable the City of Raleigh to borrow money for certain purposes.

An act to incorporate the New Hanover Agricultural Society.

An act to prevent the felling of trees into the waters of Mitchell River, Surry County, and the throwing of other obstructions therein. An act to anthorize the Sheriff of Ashe County to collect arrears of taxes.

An act for the relief of the Sheriff of Alleghany County.

An act to anthorize the Governor to appoint a Mayor and Commissioners for the Town of Hendersonville.

An act to incorporate the Littleton Manufacturing Company.

On motion of Mr. Colgrove, the Senate adjourned.

EVENING SESSION.

The Senate met pursuant to adjournment.

The President in the Chair.

A resolution offered by Mr. Barrow, refusing Senators pay for absent time during the balance of the session except from cause of sickness of himself or family, was taken up.

The question was on the amendment offered by Mr. Sweet, viz: making the resolution a concurrant one, and adding to the exceptions "absent on public business."

Mr. Graham moved to amend by disallowing pay to Senators for the time that they have been absent heretofore.

Mr. Shoffner moved to lay the motion on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Colgrove, Forkner, Hayes, Harrington, Jones of Columbus, Lassiter, Shoffner and Welker -8.

Navs—Messrs. Barnes, Barrow, Beall, Beeman, Brogden, Blythe, Davis, Eaves, Eppes, Graham, Hyman, Jones of Wake, Lindsay, Long, Love, Melchor, Moore of Carteret, Robbins, Scott, Smith and Winstead—21.

On motion of Mr. Shoffner, the subject matter was referred to a Special Committee, consisting of Messrs. Graham, Jones, of Colnmbus, and Shoffner. Mr. Forkner moved a suspension of the rules to take up the private calendar.

The motion was not sustained.

Mr. Hayes moved to adjourn.

Not agreed to.

Engrossed House bill to amend section 3, chapter 39 of the Revised Code in regard to obtaining divorce was read third time.

Mr. Robbins moved to amend section 2 by striking out "two" and inserting "five."

Mr. Davis moved to amend the amendment by inserting "one."

The question was divided.

The motion to strike out was put and lost, when the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Blythe, Colgrove, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lindsay, Long, Scott, Shoffner, Welker and Winstead—19.

NAYS—Messrs. Beall, Beeman, Brogden, Eaves, Lassiter, Love, Melchor, Moore of Carteret, Robbins, Smith and White—11.

Senate bill providing for a Board of Public Charities and prescribing the duties thereof was read second time.

Mr. Love moved to insert after the word "electors," section 1, line 4, the words "graduates of some Medical College."

The motion was lost.

Mr. Love moved to insert after the word "electors" section 1, line 4, the words "two of whom shall have been graduates of some Medical College."

The motion was put to the Senate, and a quorum not voting, it was declared no vote.

Mr. Jones, of Columbus, moved to adjourn.

The motion did not prevail.

Mr. Smith moved to insert after "electors" the words "one of whom shall be a graduate of a Medical College."

The amendment was rejected.

When the bill passed second reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Melchor, Moore of Carteret, Scott, Shoffner, Smith, Sweet, Welker, White and Winstead—26.

NAVS—Messrs. Barnes, Beall, Brogden, Love and Robbins—5.

Senate resolution requesting the Secretary of State to furnish the Senate a statement from the acts on file in his office of all appropriations made by the present Legislature for Rail Roads was read and tabled.

Senate resolution in relation to Rail Road appropriations was read second time and rejected by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Graham, Hayes, Harrington, Long, Melchor, Moore of Carteret, Robbins, Shoffner, Sweet and Welker—13.

NAYS—Messrs. Beall, Beeman, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Love, Scott, Smith, White and Winstead—18.

Senate bill to amend an act concerning the Register of Deeds was read second time.

Mr. Robbins moved to amend by striking out all after the word "therefore," and inserting "all acts or parts of acts inconsistent herewith are hereby repealed."

The amendment was adopted.

As amended, the bill passed second reading.

Mr. Long moved to adjourn.

The motion did not prevail.

Mr. Winstead moved a suspension of the rules to take up Senate bill to provide for the relief of the people.

The Senate refused to suspend the rules, it requiring 26 votes in the affirmative.

The vote stood as follows:

YEAS-Messrs. Barnes, Beall, Beeman, Brogden, Blythe,

Davis, Eaves, Eppes, Forkner, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Long, Love, Melchor, Robbins, Scott, Shoffner, Smith, Sweet, Welker and Winstead—23.

NAYS—Messrs. Barrow, Colgrove, Graham, Hayes, Hyman, Lindsay, Moore of Carteret and White—8.

Senate bill for the preservation of the public health passed second reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Brogden, Blythe, Colgrove, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Love, Melchor, Moore of Carteret, Robbins, Scott, Shoffner, Smith, Sweet, Welker and Winstead—24.

NAVS—Messrs. Barnes, Beall, Eaves, Hyman, Jones of Columbus, Long and White—7.

Engrossed House bill to amend Title XX of the Code of Civil Procedure, and to ratify stays of executions granted by Justices of the Peace in certain eases, was read second time and referred to the Special Committee on Relief.

A bill to amend Title XXI of the Code of Civil Procedure, reported by the Joint Committee on Salaries and Fees, passed second reading by the following vote:

YEAS—Messrs. Barrow, Brogden, Colgrove, Davis, Eppes, Forkner, Graham, Hyman, Jones of Wake, Lassiter, Lindsay, Melehor, Moore of Carteret, Smith, Sweet, Welker, White and Winstead—18.

NAYS—Messrs. Barnes, Beall, Beeman, Blythe, Eaves, Hayes, Harrington, Jones of Columbus, Long, Love, Robbins and Shoffner—12.

Senate resolution in favor of Tod R. Caldwell, H. B. Hardy and Bridges Arendell, was read second time.

And on motion of Mr. Davis, was referred to the Committee on Claims.

On motion of Mr. Barrow, the Senate adjourned until tomorrow, at 10 o'eloek, A. M.

THURSDAY, March 4th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Leave of absence was granted to Mr. McLaughlin for an indefinite period on account of sickness.

To Mr. Barnes from Saturday until Monday next.

Mr. Moore, of Carteret, on the part of the Committee on Corporations, reported favorably on the following bills:

Senate bill to incorporate the Pineville Water Power and Manufacturing Company.

Senate bill to amend an act to incorporate the Atlantic Fire Company, No. 1, of the Town of Newbern.

Engrossed House bill to amend an act to incorporate the State Loan and Trust Company of North Carolina.

Engrossed House bill to amend section 4 of an act to incorporate the Wilmington Hook and Ladder Company, ratified February 26th, 1867.

Engrossed House bill authorizing the Commissioners of Salisbury to issue bonds.

Engrossed House bill to incorporate East Bend Lodge, No. 269, F. and A. Masons, in the Town of East Bend, Yadkin County.

Engrossed House Bill to amend the charter of the Silver Valley Mining Company.

A message was received from the House of Representatives, transmitting Senate bill to remove obstructions in the Pedee, Yadkin and Uharrie Rivers, amended.

The Senate concurred in the amendment.

Also, transmitting engrossed House bill to authorize the several Counties of the State to subscribe stock in Rail Road Companies.

Read first time and referred to the Committee on Internal Improvements.

The House of Representatives concurred in Senate bill in relation to the Board of Education, and transmitted the following resolution, which was concurred in by the Senate:

Resolved, That a Joint Committee of two on the part of the House and one on the part of the Senate, be appointed to ascertain the business necessary to be acted upon by the General Assembly and report when, in their judgment, this General Assembly should adjourn.

The President announced Mr. Winstead as the Senate branch of that Committee.

A message was received from the House of Representatives, announcing the refusal of that body to concur in Senate amendments to engrossed House bill to provide for the collection of taxes by the State, and asking a Committee of Conference on the subject, to consist of five on the part of the House and four on the part of the Senate.

Also, announcing Messrs French, Jarvis, Harris of Wake, Pearson and Downing as the House branch of that Committee.

The Senate concurred in the proposal to raise a Committee of Conterence and the President announced Messrs. Barrow, Robbins, Graham and Welker as the Senate Branch of the Committee.

Engrossed House bill to authorize the Public Treasurer to supply a temporary deficiency in the Treasury.

Read second time and referred to the Committee on Finance.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on Senate bill to incorporate the Bank of Greensboro'.

Mr. Jones, of Wake, introduced a bill for the relief of the Firemen's and Merchants' Insurance Company.

Read first time and referred to the Committee on Claims.

Mr. Blythe gave notice of his intention to introduce a bill to make an appropriation for the completion of the Greenville and French Broad Rail Road from Asheville to the South Carolina line.

Mr. Bellamy, of a bill in relation to the Town of Rocky Mount in Edgecombe County.

Engrossed House bill to postpone collection of special taxes passed second reading.

Senate bill to provide for a Board of Public Charities and prescribing the duties thereof was read third time.

Mr. Love moved to amend section two by striking out "January, April and July," in lines 2 and 3.

Rejected.

Mr. Love moved to strike out the following in section 2: "from their places of residence to and from Raleigh."

Mr. Stephens moved to amend the amendment by adding, "while in Raleigh."

The motion failed for the want of a quorum voting.

The amendment of Mr. Love was rejected.

Mr. Love moved to strike out section five.

The hour for the Special Order having arrived, the same, on motion of Mr. Colgrove, was postponed for the consideration of the bill under discussion.

Mr. Lindsay moved to strike out, in line 3, section 5, the words "County jails."

The motion failed for the want of a quorum voting.

Mr. Sweet moved to strike out all of line 1st to the word "personal," and insert after the word visits "may be required by the Board."

The amendment was adopted.

On motion of Mr. Welker, the vote by which section 1st was adopted, was reconsidered.

When Mr. Sweet moved to amend by inserting after "1869" the following words:

"The General Assembly shall annually thereafter select an election to fill the vacancy occasioned by expiration of term."

The amendment was adopted.

The bill, as amended, passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Colgrove, Davis, Eaves, Eppes, Graham, Hayes, Jones of Wake, Lassiter, Long, Moore of Carteret, Smith, Stephens, Sweet, Welker and Winstead—19.

Nays—Messrs. Beall, Beeman, Brogden, Blythe, Harrington, Jones of Columbus, Lindsay, Love, Melchor, Robbins, Scott, and Shoffner—12.

Mr. Shoffner moved a suspension of the rules to take up a bill for the relief of the people, offered by himself.

The President declared the motion not in order, as the Senate had previously refused to suspend the rules for the same purposc.

The same having been the ruling of the Senate on Saturday, the motion was lost.

Mr. Robbins appealed from the decision of the Chair.

The Chair was not sustained by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Bellamy, Colgrove, Davis, Eppes, Hayes, Harrington, Jones of Columbus, Lassiter, Lindsay, Moore of Carteret and Smith—14.

Nays—Messrs. Beall, Beeman, Brogden, Blythe, Eaves, Graham, Hyman, Jones of Wake, Long, Love, Melchor, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and Winstead—18.

The previous ruling of the Senate was thereby reversed.

The question being on the suspension of the rules, the year and nays were agreed to by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Eaves, Graham, Harrington, Jones of Wake, Long, Love, Melchor, Robbins, Scott, Shoffner, Smith, Sweet, Welker and Winstead—19.

Nays—Messrs. Barrow, Beasley, Bellamy, Colgrove, Davis, Eppes, Lindsay, Moore of Yancey and Stephens—9.

The Senate refused to suspend the rules, a majority of the whole number of Senators not voting in the affirmative.

The Special Order being the consideration of a bill to provide for a sytem of public instruction, was now taken up.

Mr. Blythe moved to postpone the consideration of the bill until Monday next.

Mr. Shoftner moved to lay that motion on the table.

The motion to table failed for the want of a quorum voting.

The motion to postpone did not prevail by the following vote:

YEAS—Messrs. Beeman, Blythe, Eaves, Harrington, Jones Columbus, Jones of Wake, Long, Love, Robbins, Scott, Shoffner, Stephens and Welker—13.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Bellamy, Brogden, Colgrove, Davis, Eppes, Forkner, Graham, Hyman, Lindsay, Melchor, Moore of Carteret, Smith and Winstead—17.

The question being the consideration of the Special Order, the amendment of Mr. Blythe was divided.

The motion to strike out failed for the want of a quorum voting.

Mr. Shoffner moved to strike out section 70.

Mr. Robbins moved to amend the section by striking out "three" and inserting "two" in line two.

The question was divided.

The motion to strike out prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Eppes, Hyman, Jones of Wake, Lindsay, Long, Love, Melchor, Robbins, Scott, Shoffner and Smith—18.

Navs—Messrs. Bellamy, Colgrove, Davis, Forkner, Graham, Hayes, Harrington, Jones of Columbus, Moore of Carteret, Stephens, Welker and Winstead—12.

The motion to insert "two" was rejected.

Mr. Barrow moved to strike ont the words "of aetual services," line 2, and insert "not to exceed two hundred dollars a year."

Also strike out in lines two and three, the words "dollars per for each day."

Mr. Davis moved to amend the amendment by striking out \$200 and inserting \$100.

The amendment of Mr. Davis was adopted by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Blythe, Colgrove, Davis Eaves, Forkner, Lindsay, Love, Melchor, Seott, Shoffner and Smith—15.

Navs—Messrs. Barrow, Beall, Bellamy, Eppes, Graham, Harrington, Hyman, Jones of Columbus, Jones of Wake, Long, Moore of Carteret, Welker and Winstead—13.

The amendment of Mr. Barrow, as amended, was rejected.

Mr. Beall moved to insert in the section where "\$3.00" was sticken out, "\$1.50."

Mr. Colgrove moved to amend by inserting "\$2.50."

The motion of Mr. Colgrove prevailed.

The motion of Mr. Shoffner to strike out the entire section did not prevail.

Leave of absence was granted Mr. Jones, of Columbus, until Monday next.

Mr. Blythe moved to strike out section seventy-five.

The motion failed for want of a quorum voting.

Mr. Robbins moved to strike out section seventy-seven.

The motion to strike out did not prevail.

Mr. Lindsay moved to adjourn until $7\frac{1}{2}$ o'eloek, this evening.

The motion prevailed.

EVENING SESSION.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was ealled and the following Senators answered to their names:

Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Long, Melchor, Robbins, Seott, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—29.

On motion of Mr. Beeman, the rules were suspended to eonsider a message from the House of Representatives.

A message was received from the House of Representatives, transmitting the following joint resolutions, ratifying the proposed amendment to the Constitution of the United States of America, styled Article XV:

Whereas, The General Assembly has received official notification of the passage by both Houses of the Fortieth Congress of the United States of the following proposition to amend the Constitution of the United States by a Congressional majority of two-thirds thereof, in words, to-wit:

"A RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

"Resolved, by the Senate and House of Representatives of the United States of America in Congress assembled, (two-thirds of both Houses concurring,) That the following articles be proposed to the Legislatures of the several States, as an amendment to the Constitution of the United States, which, when ratified by three-fourths of said Legislatures, shall be valid, as part of the Constitution, namely:

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"ARTICLE XV.

"Section 1. The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of race, color or previous condition of servitude.

"Sec. 2. The Congress shall have power to enforce this article by appropriate legislation."

Be it Resolved by the General Assembly of North Carolina, That the said amendment to the Constitution of the United States be, and the same is hereby ratified by the General Assembly of North Carolina.

Resolved, That certified copies of the foregoing preamble and resolutions be forwarded by the Governor to the President of the United States, to the presiding officers of the United States Senate, and the Speaker of the United States House of Representatives.

After considerable discussion, Mr. Welker moved the previous question.

The motion was sustained.

The resolutions were adopted by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Long, Love, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—25.

NAYS—Messrs. Barnes, Beall, Graham, Melchor, Robbins, and Scott—6.

On motion of Mr. Smith, the Senate adjourned until to-morrow at 10 o'clock, A. M.

FRIDAY, MARCH 5th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Thursday was read and approved.

Leave of absence was granted Mr. Robbins until Tuesday next.

Mr. Lindsay, from Wednesday next until the following Tnesday.

Mr. Graham, on the part of the Judieiary Committee, reported favorably on Senate bill to facilitate the transfer of business from the military to the civil courts.

Mr. Barrow, from the Committee on Townships, reported favorably on engrossed House bill to change the name of the Town of Nahunta in Wayne County.

Also, engrossed House bill in relation to a Plank Road.

Mr. Welker, on the part of the Special Committee to whom was referred a memorial from certain physicians, reported the same back to the Senate, and asked to be discharged from the turther consideration of the subject.

The report was concurred in and the Committee discharged.

Mr. Welker, on the part of the Select Committee to whom was referred Senate bill authorizing the sale of the State's interest in Rail Road, Navigation and Turnpike Companies, reported at length.

The bill and report was placed on the calendar.

On motion of Mr. Harrington, the Finance Committee was increased three members,

The President announced Messrs. Lindsay, Beasley and Love as the additional members of that Committee.

On motion of Mr. Love, it was ordered that the Committee on Finance report the revenue bill to the Senate as soon as practicable.

The House of Representatives transmitted engrossed House.

bill for the relief of J. W. Schenck, Sheriff of New Hanover County.

The bill passed first reading.

On motion of Mr. Hayes, the rules were suspended and the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Lindsay, Long, Love, Melehor, Robbins, Scott, Shoffner, Smith, Stephens, Welker and Winstead—27.

NAYS-None.

Mr. Colgrove moved to reconsider the vote just taken.

On motion of Mr. Stephens, the motion was tabled.

The House of Representatives transmitted engressed Honse bill entitled a supplement to an act entitled an act to incorporate the Greene Swamp Company.

The bill passed first reading.

A motion, by Mr. Hayes, to suspend the rules to put this bill on its passage did not prevail.

The bill was placed on the calendar.

Leave of absence was granted Mr. Welker until Monday next.

By unanimous consent, Mr. Barrow introduced a bill concerning Townships.

Read first time and made a Special Order for Monday next, at 10\frac{1}{2} o'clock.

Bill to provide for a system of public instruction was taken up.

The amendments reported by the Committee on Education to section 80 were adopted.

Mr. Barrow moved a reconsideration of the vote by which the Senate adopted the amendments recommended by the Committee to section 80.

The motion prevailed by the following vote:

YEAS-Messrs. Barnes, Barrow, Beall, Beasley, Beeman,

Bellamy, Brogden, Blythe, Davis, Eaves, Forkner, Harrington, Hyman, Jones of Wake, Lassiter, Lindsäy, Love, Melchor, Osborne, Scott, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—26.

NAY-Mr. Colgrove-1:

When the amendments offered by the Committee were rejected.

Mr. Barrow moved to amend section 80 by striking out in line 4 the word "Townships" and inserting "Counties," also by inserting after the word "several," line 10, the words "Treasurers of."

The amendments were adopted.

Mr. Welker moved to strike out "other municipal" in line 16.

Adopted.

Mr. Sweet moved to amend section 81 by striking out the word "County," and also by inserting "Townships" after the word "Treasurers."

Mr. Welker moved the indefinite postponement of the entire bill.

The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Blythe, Colgrove, Harrington, Lindsay, Love, Stephens, Welker and Winstead—9.

Nays—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Eaves, Eppes, Forkner, Hayes, Hyman, Lassiter, Long, Melchor, Osborne, Robbins, Scott, Shoffner, Smith and Sweet—20.

Mr. Hayes moved to postpone until Monday next, at 11 o'clock.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Brogdon, Blythe, Colgrove, Eaves, Hayes, Harrington, Hyman, Lassiter, Osborne, Shoffner and Stephens—14.

Navs—Messrs. Barnes, Beall, Beeman, Eppes, Forkner, Long, Love, Melehor, Robbins, Scott, Smith, Sweet and Winstead—13.

Mr. Barrow moved a suspension of the rules to take up a bill.

The vote stood as follows:

YEAS—Messrs. Barrow, Beasley, Becman, Bellamy, Brogden, Blythe, Eaves, Eppes, Forkner, Harrington, Hyman, Lassiter, Long, Love, Melchor, Robbins, Scott, Shoffner, Smith, Stephens, Welker and Winstead—22.

NAYS—Messrs. Barnes, Beall, Colgrove and Lindsay—4. It requiring 26 votes in the affirmative, the motion failed.

Mr. Welker introduced a bill to repeal sections 2 and 15 of an act to incorporate the Medical Society of the State of North Carolina.

Read first time and referred to the Judiciary Committee.

Mr. Brogden, a bill in relation to punishment.

Read first time.

Senate bill for the preservation of the public health by establishing suitable quarantine regulations for Beaufort Harbor, N. C., passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Eppes, Forkner, Hayes, Harrington, Lassiter, Lindsay, Love, Melchor, Osborne, Scott, Smith, Stephens, Sweet and Winstead—22.

NAYS-Mcssrs. Beall, Eaves, Hyman and Long-4.

Mr. Stephens moved that when the Senate adjourns, it adjourn to meet to-morrow at 10¹/₄ o'clock, A. M.

The Chair decided that the motion amounted to a suspension of the rules.

The Senate refused to suspend the rules by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Colgrove, Davis, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Lassiter, Love, Osborne, Scott, Smith, Stephens, Welker and Winstead—22.

NAYS-Messrs. Harrington, Long, Melchor, Shoffner and Sweet-5.

A bill to amend Title XXI of the Code of Civil Procedure

was taken up, aud, on motion of Mr. Osborne, was postponed until Tuesday next.

Mr. Love introduced a resolution in relation to printing. Laid over under the rule.

Senate bill in regard to witnesses in civil cases was read second time.

The report of the Judiciary Committee, viz: that the bill do pass, was concurred in by the Senate.

Senate bill to empower Deputy Clerks of the Superior Courts of this State to act as Judges of Probate in the absence of the Superior Court Clerks was read second time and laid on the table.

The President ratified:

A joint resolution ratifying the proposed amendment to the Constitution of the United States of America, styled Article XV.

Also an act for the relief of J. W. Schenck, Sheriff of New Hanover County.

Mr. Stephens moved to adjourn until to-morrow at 10½ o'clock.

The motion amounting to a suspension of the rules, the Senate refused to suspend by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Lassiter, Long, Love, Melchor, Robbins, Scott, Smith, Stephens, Welker and Winstead—25.

Nays—Messrs. Eaves, Harrington, Lindsay, Osborne, Shoffner and Sweet —6.

The House of Representatives transmitted Senate resolution raising "a Joint Committee on Relief" amended by making the Committee four on the part of the House instead of three.

The Senate concurred in the House amendment.

Mr. Osborne was allowed to record his vote in the affirmative on the joint resolutions ratifying the proposed fifteenth amendment to the Constitution of the United States.

A bill to amend Title XXI of the Code of Civil Provedure

Mr. Hyman moved a suspension of the rules to consider a motion to adjourn.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—30.

NAYS-None.

On motion of Mr. Hyman, the Senate adjourned to meet to-morrow, 10 minutes before 10 o'clock, A. M.

SATURDAY, MARCH 6th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Winstead presented a petition from the Trustees of Rutherford Seminary, Burke County.

Referred to the Committee on Propositions and Grievances.

Mr. Smith, from the Committee on Propositions and Grievances, reported favorably on the following bills:

Engrossed House bill authorizing the County Commissioners of Jones County to levy a special tax.

Engrossed House bill to authorize S. R. Bunting, late Sheriff of New Hanover County, to collect arrears of taxes due him.

Engrossed House bill to authorize the Commissioners of Jackson County to issue bonds.

Engrossed House bill to allow the Commissioners of the Town of Rutherfordton to levy taxes, and for other purposes.

Engrossed House bill to authorize the late Sheriff of Yad-kin County to collect arrears of taxes.

Engrossed House bill to authorize Jonathan Mann, late Sheriff of Stanly County, to collect arrears of taxes.

Senate bill to alter the boundary between the Counties of Wilkes and Watauga.

Senate bill to authorize the Commissioners of Onslow County to levy a special tax for building a Poor House, also for repairing public bridges in said County.

Senate bill in relation to pilotage at Hatteras and Ocraeoke Inlet.

Senate bill for the relief of B. Wallace, Sheriff of Duplin County.

Mr. Forkner, for the Committee on Internal Improvements, reported favorably on engrossed House bill to anthorize the several Counties of the State to subscribe stock in Rail Road Companies.

Also, engrossed House bill concerning public roads and bridges in the County of Robeson.

Mr. Eppes, for the Committee on Corporations, reported favorably on Senate bill to grant to a Company lands covered by the waters of Hunter's Creek and Catfish Lakes.

Mr. Lindsay introduced a bill to incorporate the Town of Madison.

Read first time and referred to the Committee on Corporations.

Mr. Bellamy, a bill appointing municipal officers for the Town of Rocky Monnt.

Read first time and referred to the Committee on Corporations.

Mr. Love introduced a bill relating to the Green Swamp Company.

Read first time and referred to the Committee on Corporations.

On motion of Mr. Forkner, it was ordered that no motion be entertained by the President giving preference to any bills on the private ealendar.

The House of Representatives concurred in the following

Senate bills:

A bill to amend an act to make Bank bills a set-off.

A bill to amend chapter 2, Title XIX, of the Code of Civil Procedure.

Bill to allow causes to be reheard in certain cases.

Senate bill to authorize the Commissioners of Northampton County to levy a tax for a special purpose passed third reading by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Respass, Scott, Smith, Stephens, Swect and Winstead—27.

NAYS-None.

Engrossed House bill supplemental to an act to incorporate the Green Swamp Company passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Beasley, Bellamy, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Respass, Scott, Smith, Stephens, Sweet and Winstead—27.

NAYS-None.

Engrossed House bill to empower the County Commissioners of Anson County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Long, Love, Melchor, Osborne, Scott, Smith, Stephens and Sweet—23.

NAYS—Messrs. Bellamy, Lindsay, Respass, Shoffner and Winstead—5.

On motion of Mr. Beeman, the vote just taken was reconsidered.

The bill was then recommitted to the Committee on Finance.

Engrossed House bill to empower W. T. Rhodes, R. M.

Orrel, and others, to remove obstructions out of the Cape Fear River passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Beeman, Bellamy, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Respass, Scott, Shoffner, Smith, Stephens, Sweet and Winstead—26.

NAY-Mr. Burns-1.

Senate bill to amend an act to incorporate the Atlantic Fire Company, No. 1, in the Town of Newbern, passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Mclchor, Osborne, Respass, Scott, Smith, Stephens, Sweet and Winstead—26.

NAYS -None.

Senate bill to authorize the construction of a Rail Road through the Counties of Granville, Person, Caswell, Rockingham, Stokes and Surry, passed second reading by the following vote:

YEAS—Messrs. Beall, Beeman, Blythe, Colgrove, Davis, Eaves, Forkner, Hayes, Harrington, Lassiter, Lindsay, Love, Melchor, Osborne, Scott, Smith, Stephens and Winstead—18.

NAVS—Messrs. Barrow, Beasley, Brogden, Burns, Eppes, Long, Shoffner and Sweet—8.

On motion of Mr. Lassiter, the bill was referred to the Judiciary Committee.

Senate bill to amend the charter of the Fayetteville and Florence Rail Road Company passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Beall, Beeman, Burns, Blythe, Colgrove, Davis, Eaves, Forkner, Hayes, Hyman, Lassiter, Lindsay, Long, Love, Osborne, Respass, Scott, Smith, Stephens, Sweet and Winstead—21.

NAYS—Messis. Beasley, Brogden, Eppes, Melchor and Shoffner—5.

Engrossed House bill to extend the corporate limits of the Town of Lumberton, in the County of Robeson, passed second and third readings.

The following is the vote on the third reading:

YEAS—Mcssrs. Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Respass, Scott, Shoffner, Smith, Stephens, Sweet and Winstead—28.

NAYS-None.

Senate bill to prohibit the selling of spirituous liquors near the Western North Carolina Railroad was read second time,

And, on motion of Mr. Stephens, was indefinitely postponed by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Hayes, Harrington, Hyman, Lassiter, Lindsay, Melchor, Respass, Smith and Stephens—19.

NAYS—Messrs. Beall, Forkner, Long, Love, Osborne, Scott, Shoffner, Sweet and Winstead—9.

Engrossed House bill confirming certain land grants issued to Lewis W. Bryan and others, in the Counties of Ashe and Alleghany, passed second reading by the following vote:

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Colgrove, Eaves, Forkner, Harrington, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Scott, Smith, Stephens, Sweet and Winstead—20.

NAYS—Messrs. Barrow, Beasley, Eppes, Hyman, Respass and Shoffner—6.

When Mr. Hyman moved to postpone the bill indefinitely. The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Beasley, Colgrove, Eppcs, Hyman and Respass—6.

NAYS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Eaves, Forkner, Harrington, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Scott, Shoffner, Smith, Stephens, Sweet and Winstead—20.

The bill passed third reading by the following vote:

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Colgrove, Eaves, Forkner, Harrington, Lassiter, Lindsay, Long, Love, Melehor, Osborne, Scott, Smith, Stephens, Sweet and Winstead—20.

NAYS—Messrs. Barrow, Beasley, Eppes, Hyman, Respass and Shoffner—6.

Senate bill authorizing the North-Western North Carolina Rail Road Company to receive subscriptions in lands, &c., to the capital stock of the Company was read second time.

Mr. Forkner moved to amend by adding a new section as follows:

"That the charter of the North-Western North Carolina Rail Road Company is hereby so amended so as to allow said Company to elect or appoint twelve Directors instead of ten."

The amendment was adopted and the bill passed second and third readings.

The following is the vote on third reading:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Respass, Scott, Shoffner, Smith, Stephens, Sweet and Winstead—28.

NAYS-None.

Engrossed House bill to authorize the County Commissioners of Camden County to levy a special tax passed third reading by the following vote:

Yeas—Messrs. Barrow, Beall, Beasley, Beeman, Brogdén, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes,

Hyman, Lassiter, Long, Love, Melchor, Osborne, Respass, Scott, Shoffner, Smith, Stephens, Sweet and Winstead—26.

NAY-Mr. Harrington-1.

The President ratified:

An act to incorporate the Town of Mount Airy, in the County of Surry.

An act to incorporate Jefferson Lodge, No. 219, Free and Accepted Masons in the Town of Jefferson, Ashe County.

An act to incorporate Atlantic Lodge, No. 238, of A. Y. Masons, at Indian Ridge, in the County of Currituck.

An act to incorporate Hebriton Lodge, Lenoir, Caldwell County.

An act to extend the corporate limits of the Town of Thomasville.

An act to incorporate Rehoboth Lodge, No. 279, A. Y. Masons, at Teachey's, in the County of Duplin.

An act to amend an act to incorporate the Town of Newton, in the County of Catawba, and acts amendatory thereto.

Senate bill to incorporate the Swift Island Manufacturing Company passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Respass, Scott, Shoffner, Smith, Stephens, Sweet and Winstead—28.

NAYS-None.

Senate bill to repeal an act passed 1860-'61 was read second time.

The substitute recommended by the Committee on Corporations, to whom the bill was referred, was adopted.

As amended, the bill passed second and third readings.

The following is the vote on the third reading:

Yeas—Messrs. Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Harrington,

Hyman, Lassiter, Lindsay, Long, Love, Melchor, Osborne, Scott, Smith, Stephens, Sweet and Winstead—24.

NAYS-Messrs. Hayes, Respass and Shoffner-3.

Senate bill to incorporate the Davidson Rail Road Company was read second time.

Mr. Davis moved to strike out "ten cents" in section seven and insert "five eents."

The amendment was adopted.

Mr. Hayes moved to strike out section seven.

Not agreed to.

The bill, as amended, passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Lindsay, Long, Love, Melchor, Osborne, Scott, Shoffner, Smith, Stephens, Sweet and Winstead—24.

NAYS-Messrs. Lassiter and Respass-2.

On motion of Mr. Colgrove, the Senate adjourned until Monday at 10 o'clock, A. M.

MONDAY, MARCH 8th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Osborne presented the credentials of C. Tate Murphy Senator elect from the 16th Senatorial District.

Referred to the Committee on Privileges and Elections.

Mr. Welker presented a petition and bill making Reedy Fork a lawful fence.

Read first time and placed on the calendar.

Mr. Beeman, on the part of the Committee on Propositions

and Grievances, reported favorably on Senate bill to extend the time of registering deeds.

Mr. Barrow, on the part of the Joint Committee on Conference, to whom was referred engrossed House bill, with amendments, to provide for the collection of taxes by the State and by the several Counties of the State, reported, recommending that the Senate recede from amendments to sections 9, 32 and 33. Also, that the Senate recede from an amendment inserting the word "three" in the place of "two" in section 14, and that the House of Representatives concur in all the amendments of the Senate.

The Senate concurred in the report of the Joint Committee and notified the House of Representatives of the same.

A message was received from the House of Representatives, transmitting Senate bill to incorporate the Central North Carolina Rail Road Company, with the following amendment to section 8:

"Provided, That the guage of this Road shall be the same as that of the North Carolina and Wilmington, Charlotte and Rutherford Rail Road."

The Senate concurred in the amendment by the following vote:

YEAS—Messrs. Barrow, Beasley, Brogden, Burns, Colgrove, Eaves, Eppes, Forkner, Hayes, Hyman, Jones of Columbus, Lassiter, Love, Osborne, Respass, Scott, Smith and Winstead—18.

NAYS—Messrs. Beall, Beeman, Bellamy, Davis, Lindsay, Long, Melehor, Stephens and Welker—9.

Mr. Winstead presented a bill to construct a Rail Road from Edenton to Suffolk, Virginia.

Read first time and ordered to be printed, and referred to the Committee on Internal Improvements.

Senate bill concerning Townships passed second reading by the following vote: YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Colgrove, Davis, Eave s, Epes, Forkner, Harrington, Hyman, Lindsay, Long, Love, Melchor, Osborne, Respass, Scott, Smith, Stephens, Sweet and Winstead—24.

NAYS—Messrs. Hayes, Jones of Columbus and Welker—3. On motion of Mr. Barrow, the bill was ordered to be printed, and made a Special Order for Friday next at 12 o'clock.

Mr. Respass gave notice of his intention to introduce a bill to incorporate the Eastern Carolina Land Draining and Land Purchasing Company.

Mr. Blythe introduced a bill to amend the charter of the Greenville and French Broad Rail Road Company.

Read first time and referred to the Committee on Internal Improvements.

Mr. Beeman, a resolution limiting debate.

The Senate refused to suspend the rules for the consideration of the resolution.

Mr. Lindsay, a resolution in relation to the daily sessions. Laid over under the rule.

Leave of absence was granted to Mr. Eaves for an indefinite period.

A message was received from the Honse of Representatives, notifying the Senate of the concurrence of that body in the report of the Joint Committee of Conference on engrossed House bill for the collection of taxes by the State and by the several Counties of the State.

Mr. Sweet, on the part of the Committee on Privileges and Elections, reported favorably on the credentials of C. Tate Murphy, Senator elect from the 16th Senatorial District.

The Senate concurred in the report of the Committee, when Mr. Murphy was properly sworn by the President and took his seat.

The House of Representatives concurred in the following Senate bills and resolutions:

Bill to amend the charter of the Town of Jamesville,

Bill for the relief of the securities of S. A. Warren, late Sheriff of the County of Northampton.

Bill authorizing the Sheriff of Washington to collect arrears of taxes for the year 1867.

Bill to incorporate the Currituck Club Steamboat Company.
Bill to amend an act entitled an act to incorporate the Town
of Lillington in the County of New Hanover.

Bill to incorporate Tobasco Lodge of Masons.

Resolution in favor of Wm. Thompson, Willie D. Jones and R. K. Ferrell.

The House of Representatives transmitted a bill authorizing John L. Stanton to creet and establish a ferry across Dan River amended by adding the following proviso:

"Provided, That no interference with, or obstruction to, the ford near the old bridge shall be allowed."

The Senate concurred in the amendment, and notified the House of Representatives of the same.

The honr for the Special Order having arrived, a bill to provide for a system of public instruction was taken up.

The amendment offered by Mr. Sweet to section 81 was rejected.

Mr. Lindsay moved to strike out in section 91, lines 4 and 5, the words "County Examiner," and the word "Examiner," and insert "the School Committee."

Mr. Blythe moved to amend the amendment by inserting "the State Board of Education."

Mr. Osborne maved to strike out the entire section.

The motion did not prevail.

Mr. Osborne moved to strike out section 92.

The vote stood, yeas 13, nays 13.

The President voting in the affirmative, the motion prevailed.

Mr. Osborne moved to insert the word "Christianity," in line 3, 93rd section.

The motion prevailed.

Mr. Osborne moved to amend section 96 by striking out the words, "History of the United States, Physiology, History of North Carolina and the Constitution of the United States and of North Carolina."

The amendments reported by the Committee on Education to insert after "States," line 5, was adopted.

Mr. Jones, of Columbus, moved to amend so as to make the first part of the section read thus:

. "SEC. 96. Instruction shall be given in the schools of the several grades by the Board of Education in such studies as they may deem advisable,"

The amendment was rejected.

The motion of Mr. Osborne prevailed by the following vote: YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Eaves, Eppes, Forkner, Hyman, Jones of Columbus, Lassiter, Lindsay, Love, Melchor, Murphy, Osborne, Respass, Seott, Smith, Stephens and Sweet—22.

Navs—Messrs. Davis, Hayes, Harrington, Long, Welker and Winstead—6.

Mr. Sweet moved to amend section 97 by striking out all down to the word "in" in line 2.

The amendment was adopted.

Mr. Blythe moved to strike out section 99.

The motion was put and the vote stood as follows:

YEAS—Messrs. Beall, Beeman, Blythe, Eaves, Harrington, Lassiter, Lindsay, Love, Melchor, Murphy, Osborne, Respass, Smith and Winstead—14.

NAVS—Messrs. Barrow, Beasley, Burns, Colgrove, Davis, Eppes, Forkner, Hyman, Jones of Columbus, Long, Scott, Stephens, Sweet and Welker—14.

The President voting in the negative, the motion did not prevail.

Mr. Love moved to strike out "four" in line 4, and insert "six."

The motion did not prevail.

The amendments reported by the Committee to section 100 were adopted.

Mr. Forkner moved to strike out section 100.

Mr. Hyman moved to strike out the word "publie," in line four.

The amendments were lost for the want of a quorum vo-

Mr. Love moved to adjourn.

The motion was not adopted.

The motion of Mr. Forkner to strike out section 100 prevailed by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Eppes, Forkner, Harrington, Lassiter, Lindsay, Love, Melchor, Murphy, Osborne, Respass and Scott—17.

NAYS—Messrs. Colgrove, Hayes, Hyman, Long, Smith, Stephens, Sweet, Welker and Winstead—9.

Mr. Lindsay moved to amend section 103, line 13, by striking out the word "and" where it first occurs and insert "or."

The motion prevailed.

Mr. Barrow moved to amend section 104 by striking out in line 2, all after the "Township" to and including "expedient," and insert "shall."

The amendment prevailed by the following vote:

Yeas—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Forkner, Harrington, Jones of Columbus, Lassiter, Lindsay, Long, Love, Melchor, Murphy, Osborne, Respass, Scott, Smith, Stephens and Winstead—23.

NAYS—Messrs. Eppes, Hayes and Hyman—3.

Mr. Sweet moved to strike out section 104.

The Senate, on motion of Mr.Davis, adjourned.

EVENING SESSION.

The Senate met pursuant to adjournment.

The President in the Chair.

The unfinished business, being the consideration of a bill to provide for a system of public instruction on second reading, was taken up.

On the motion of Mr. Sweet to strike out section 104, the vote stood as follows:

YEAS—Messrs. Colgrove, Davis, Eppes, Hyman and Welker—5.

NAYS—Messrs. Barrow, Beall, Beasley, Beeman, Burns, Blythe, Cook, Forkner, Hayes, Harrington, Jones of Columbus, Lassiter, Lindsay, Love, Martindale, Murphy, Respass, Scott, Smith and Winstead—20.

A quorum not voting, the motion failed.

Mr. Hayes moved a call of the House.

The roll was called and the following Senators answered to their names:

Messrs. Barrow, Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Murphy, Respass, Scott, Smith, Welker and Winstead—27.

Mr. Jones, of Columbus, moved that absent members be fined ten dollars each, it failing to give a lawfull excuse for their absence, and that the President be directed to detain the amount from their per diem.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Burns, Blythe, Colgrove, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Love, Martindale, Melchor, Respass and Winstead—14.

NAYS—Messrs. Beall, Beasley, Beeman, Cook, Davis, Eppes, Forkner, Lindsay, Long, Murphy, Scott, Smith and Welker—13.

Mr. Stephens appearing, and giving a lawful excuse, was excused by the Senate by the following vote:

YEAS—Messrs. Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Jones of Columbus, Lassiter, Lindsay, Long, Martindale, Murphy, Respass, Scott, Smith, Sweet and Winstead—21.

Nays—Messrs. Barrow, Hayes, Harrington, Love, Melchor and Welker—6.

On motion of Mr. Smith, Mr. Sweet was excused.

On motion of Mr. Hayes, Mr. Osborne was excused.

The motion to strike out section 104 was again put.

The motion did not prevail by the following vote:

YEAS—Messrs. Colgrove, Davis, Eppes, Hayes, Hyman, Sweet and Welker—7.

Nays—Messrs. Barrow, Beall, Beasley, Beeman, Burns, Blythe, Cook, Forkner, Harrington, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Smith, Stephens and Winstead—23.

Sections 107 and 108 were stricken out, as recommended by the Committee on Education.

Mr. Osborne moved to strike out clause five of the substitute.

Mr. Sweet moved to amend the clause by inserting in line 3, after the word "fund," the following words: "until it has accumulated sufficiently to redeem the bonds issued by authority of this section."

The amendment was adopted.

The amendment offered by the Committee on Education to section 109 was adopted.

The amendment offered by the Committee on Education to section 113 was adopted.

Sections 114 and 116 were stricken out, as recommended by the Committee.

The amendments offered by the Committee to section 124 were adopted.

Sections 136 and 137 were stricken out, as recommended by the Committee.

The amendment, as reported by the Committee to section 143, was adopted.

As amended, the bill passed second reading by the following vote:

YEAS—Messrs. Beall, Beeman, Burns, Colgrove, Cook, Davis, Forkner, Hayes, Lassiter, Long, Love, Martindale, Melchor, Stephens, Sweet and Welker—16.

Navs—Messrs. Barrow, Beasley, Brogden, Blythe, Harrington, Hyman, Jones of Columbus, Lindsay, Murphy, Osborne, Respass, Scott, Smith and Winstead—13.

Mr. Cook moved that the bill, as amended, be printed and made a Special Order for Thursday next.

The motion prevailed.

The President ratified the following acts:

An act to incorporate the Wilmington Steam Fire Company.

An act to amend Title XIX, chapter 2, of the Code of Civil Procedure.

On motion of Mr. Beeman, the Senate adjourned until tomorrow, at 10 o'clock, A. M.

TUESDAY, MARCH 9th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Beeman, on the part of the Committee on Finance, reported, with amendments, engrossed House bill authorizing the County Commissioners of Anson to levy a special tax.

A message was received from the House of Representatives, transmitting the following engrossed House bills, which were read first time, and referred as stated:

A bill to authorize the Commissioners of New Hanover County to receive in the County Work House convicts from other Counties.

To the Committee on Penal Institutions.

Bill to incorporate the Clarkson School, in Smithfield.

To the Committee on Education.

Bill to authorize the Commissioners of Pasquotank County to levy an extra tax for certain purposes.

To the Committee on Propositions and Grievances.

A bill to amend the charter of the Cheraw and Coalfields Rail Road Company.

To the Committee on Internal Improvements.

Bill to empower the County Commissioners of Cumberland County to levy a special tax.

To the Committee on Finance.

Bill to amend an act to incorporate the University Rail Road.

To the Committee on Internal Improvements.

Bill to authorize the Commissioners of Rockingham County to levy a special tax for the purpose of building and repairing bridges in said County.

To the Committee on Finance.

Bill for raising additional revenue in the County of Greene. To the Committee on Propositions and Grievances.

Bill to incorporate the Town of LaGrange, in the County of Lenoir.

To the Committee on Corporations.

Bill to regulate fishing in Cape Fear River.

To the Committee on Fisheries.

Bill to incorporate Wm. T. Bain Lodge, No. 231, of A. Y. Masons, in the County of Wake.

To the Committee on Corporations.

Bill for the relief of Mary Crowder.

To the Judiciary Committee.

Bill to incorporate the Town of Durham, in the County of Orange.

To the Committee on Corporations.

Bill to incorporate the Trustees of the Union Church Association at Company Shops.

To the Committee on Corporations.

Bill to enable Richard A. Rozzell to build a bridge across the Catawba River.

To the Committee on Corporations.

Bill to incorporate Mebanesville Lodge, No. 272, of A. Y. Masons, in the Town of Mebanesville, in the County of Alamance.

To the Committee on Corporations.

Bill to incorporate the Jos. C. Abbott Fire Relief Association of Wilmington, N. C.

To the Committee on Corporations.

Bill for the relief of J. P. Matheson, late Sheriff of the County of Alexander.

To the Committee on Propositions and Grievances.

Bill to incorporate the Town of Trinity, in the County of Randolph.

To the Committee on Corporations.

Bill declaring David Beam a citizen of Cleveland County.

To the Judiciary Committee.

Bill for the reliet of S. A. Kelly, Sheriff of Davie County.

To the Committee on Propositions and Grievances.

Bill to authorize the Swift Island Manufacturing Company to establish a ferry across the Pedee River, at their factory.

To the Committee on Corporations.

Resolution in favor of J. R. Grady, Shcriff of Harnett County.

To the Committee on Finance.

A message was received from the House of Representatives,

announcing the concurrence of that body in Senate amendments to the following engrossed House bills:

A bill authorizing the North-Western North Carolina Rail Road Company to receive subscriptions in land, &c., to the capital stock of the Company.

Also, a bill to incorporate the Davidson Rail Road Com-

pany.

Mr. Davis gave notice of his intention of introducing a bill to charter a Rail Road from at or near the Town of Greensboro' to the State line of Virginia, to be known as the Central Rail Road of North Carolina.

Mr. Forkner, of a bill to organize the Department of Agriculture, Immigration and Statistics.

Mr. Brogden, of a bill to authorize the County Commissioners of the County of Wayne to levy a special tax for County purposes.

Mr. Respass, of a bill to construct a Rail Road from Plymouth to the City of Wilmington.

Mr. Lindsay called up the following resolution introduced by himself:

Resolved, That when this Senate adjourns, it shall meet for the balance of the session at 10 A. M., and adjourn at 2 P. M., and that night sessions shall be held on Mondays, Wednesdays and Fridays, and that Friday night shall be devoted to the consideration of bills of a private nature, and that the night sessions shall be held from 7½ to 9½ o'clock.

Mr. Hayes moved to strike out 10 o'clock, and insert 11 o'clock.

Mr. Welker offered a substitute for the resolution, which was rejected.

Mr. Stephens moved to strike out 10 o'clock, and insert 9 o'clock, as the time of meeting of the morning session.

Not agreed to.

The motion of Mr. Hayes, was lost.

Mr. Barrow moved to amend by striking out the hour of adjournment of the evening session.

Agreed to.

Mr. Winstead moved to lay the resolution on the table.

Not agreed to by the following vote:

YEAS—Messrs. Brogden, Blythe, Cook, Eppcs, Jones of Columbus, Lassiter, Martindale, Melchor, Murphy, Shoffner, Smith, Stephens, Welker and Winstead—14.

Nays—Messrs. Barrow, Beall, Beasley, Beeman, Colgrove, Davis, Forkner, Hayes, Harrington, Hyman, Lindsay, Long, Love, Osborne, Richardson, Respass, Robbins and Scott—18.

When the resolution, as amended, was adopted.

Senatc resolution restricting debate was read and tabled.

The President ratified:

Senate resolution in relation to night sessions.

An act to incorporate the Central North Carolina Rail Road Company.

An act in relation to the Lunatic Asylum.

An act supplementary to an act to incorporate the Green Swamp Company.

An act to authorize the Commissioners of the County of Camden to levy a special tax.

Senate bill to protect Constables from unjust liability on their bonds for State claims was read second time, and indefinitely postponed by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Blythe, Colgrove, Davis, Eppes, Forkner, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Osborne, Respass, Robbins, Scott, Stephens, Welker and Winstead—24.

NAVS—Messrs. Beeman, Brogden, Cook, Hayes, Murphy, Richardson, Shoffner and Smith—8.

Senate bill to authorize the Board of Education to sell certain stock passed second reading.

Senate bill to prevent the sacrifice of State bonds was read

second time, and, on motion of Mr. Jones, of Columbus, was reterred to the Committee on Finance.

A motion by Mr. Stephens, to reconsider the vote by which the bill was referred, was on motion laid on the table.

Senate bill to repeal section 279, chapter 2, Title XII, of the Code of Civil Procedure,

And Senate bill to amend section 68, Title VI, of the Code of Civil Procedure, were read second time and tabled.

Senate resolution instructing the Judiciary Committee in relation to statutes of limitation was read.

The report of the Judiciary Committee, to whom the bill was referred, viz: "that it do not pass," was concurred in by the Senate.

Bill to amend Title XXI, of the Code of Civil Procedure, reported by Joint Committee on Salaries and Fees, being the Special Order for this hour, was taken up and read the third time.

Mr. Brogden moved to strike out section 558, entitled "officers to make return of fees."

The votc stood, yeas 14, nays 14.

The President voting in the affirmative, the motion to strike out prevailed.

Mr. Barrow moved to amend section 560, by striking out the word "unless," in line 6, and insert "whenever," also by inserting the word "not," after "was," in lines 7 and 8, and after the word "shall," in line 9.

The amendments were adopted.

Mr. Blythe moved to insert the words "or Justice of the Peace," after the word "Judge."

Adopted.

Mr. Brogden moved to strike out section 560.

The motion did not prevail by the following vote:

YEAS—Messrs. Beall, Brogden, Graham, Harrington, Lassiter, Lindsay, Osborne, Scott and Winstead—9.

NAYS—Messrs. Barrow, Beasley, Beeman, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hyman, Jones of Columbus,

Long, Love, Melchor, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet and Welker—23.

Mr. Robbins moved to amend section 561, by striking out the word "all," in line 3, and inserting "one-half."

Adopted by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet and Winstead—31.

Nays-Messrs. Colgrove, Cook and Welker-3.

Mr. Blythe moved to strike out "forty," in section 563, and insert "twenty."

Mr. Forkner moved to amend by inserting "one hundred."

Pending which, the Senate, on motion of Mr. Forkner, adjourned.

WEDNESDAY, March 10th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Welker presented a petition from the citizens of Guilford County.

Read and placed on the calendar.

Mr. Winstead, on the part of the Judiciary Committee, reported Senate bill to construct a Rail Road through the Counties of Person, Granville, Caswell and other Counties, back to the Senate, recommending that the word "April" be inserted in section 10, line 8.

Mr. Winstead moved a suspension of the rules to place the bill on its third reading, and ealled for the yeas and nays.

The call was sustained.

The rules were suspended by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Osborne, Riehardson, Respass, Robbins, Seott, Smith, Stephens, Welker, Winstead and Wilson—28.

NAYS-Messrs. Barrow, Beasley and Shoffner-3.

The bill was read third time.

Mr. Davis moved to amend by adding:

"Provided, That the gauge of said Rail Road track shall be the same as that of the North Carolina Rail Road."

The amendment was adopted.

Mr. Sweet offered the following substitute for section 14.

SEC. 14. This act shall be submitted to a direct vote of the people of the State on the first Thursday in Angust, in the year one thousand eighteen hundred and seventy, and if approved by a majority of those who shall vote thereon, it shall take effect from and after the official announcement of such result.

Mr. Robbins moved to amend the substitute by striking out "1870" and inserting "1869."

Mr. Jones moved to postpone until Wednesday next, at 12 o'elock.

After some discussion, Mr. Winstead called for the previous question.

The call was not sustained by the following vote:

YEAS—Messrs. Blythe, Davis, Forkner, Hyman, Jones of Wake, Lassiter, Lindsay, Melchor, Richardson, Shoffner, Smith, Stephens, Winstead and Wilson—14.

NAVS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Colgrove, Cook, Eppes, Hayes, Harrington, Jones of Columbus, Long, Mason, Murphy, Respass, Robbins, Scott, Sweet and Welker—19.

The question being on the postponement of the bill, the same was rejected by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Colgrove, Hayes, Jones of Columbus, Long, Mason, Respass, Robbins, Sweet and Welker—12.

Navs—Messrs. Beall, Beeman, Blythe, Cook, Davis, Eppes, Forkner, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Melchor, Murphy, Riehardson, Scott, Shoffner, Smith, Stephens, Winstead and Wilson—21.

Mr. Sweet accepted the amendment offered by Mr. Robbins. Mr. Sweet moved to amend by adding the following provision to his amendment, viz:

Provided, There shall have been donated to the directors of the Rail Road aforesaid, land in proximity to said Rail Road, the last valuation of which for the purpose of taxation, shall amount in the aggregate to at least two millions of dollars.

The question was divided.

The motion to strike out was put and lost.

On motion of Mr. Winstead, the vote by which the Senate refused to strike out section 14 was reconsidered.

The question being on the motion to strike out,

The Senator from Craven in the Chair,

Mr. Robbins arose to a point of order, which point was, there being an amendment pending to the substitute, the motion to strike out could not be entertained until the substitute was perfected.

The Chair decided the point of order not well taken.

From which decision Mr. Robbins appealed.

The Chair was sustained by the following vote:

YEAS-Messrs. Barnes, Beasley, Beeman, Blythe, Colgrove,

Cook, Davis, Forkner, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Martindale, Murphy, Richardson, Smith, Stephens, Winstead and Wilson—20.

Nays—Messrs. Barrow, Beall, Eppes, Hayes, Harrington, Jones of Columbus, Mason, Melchor, Respass, Robbins, Scott, Shoffner and Welker—13.

The question recurring on the motion to strike out, the same was rejected by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Long, Mason, Melchor, Murphy, Robbins, Shoffner, Sweet and Welker—11.

Navs—Messrs. Beeman, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Martindale, Richardson, Respass, Scott, Smith, Stephens, Winstead and Wilson—22.

Mr. Shoffner offered the substitute previously offered by Mr. Sweet as a new section.

Mr. Hyman moved the previous question.

The motion was sustained by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melehor, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, Winstead and Wilson—30.

NAYS-Messrs. Hayes and Robbins-2.

The amendment offered by Mr. Shoffner was rejected by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Graham, Long, Mason, Melchor, Murphy, Respass, Robbins, Scott, Shoffner Sweet and Welker—15.

NAYS—Messrs. Beeman, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Martindale, Richardson, Smith, Stephens, Winstead and Wilson—19.

The bill passed third reading by the following vote:

YEAS-Messrs. Beeman, Blythe, Cook, Davis, Eppes, Fork-

ner, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Martindale, Richardson, Respass, Scott, Smith, Stephens, Winstead and Wilson—20.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Colgrove, Graham, Long, Mason, Melchor, Mnrphy, Robbins, Shoffner, Sweet and Welker—14.

Mr. Hyman moved a reconsideration of the vote just taken. Mr. Stephens moved to lay that motion on the table.

The motion prevailed by the following vote:

YEAS—Messrs. Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Harrington, Hyman, Lassiter, Lindsay, Martindale, Richardson, Respass, Scott, Smith, Stephens, Winstead and Wilson—18.

Navs—Messrs. Barnes, Barrow, Bcall, Beasley, Beeman, Graham, Hayes, Jones of Columbus, Long, Mason, Melchor, Murphy, Robbins, Shoffner, Sweet and Welker—16.

Mr. Respass gave notice of his intention to introduce a bill to restrict the Treasurer in issuing bonds for internal improvements.

Mr. Hayes, of a bill to submit to a vote of the people the Rail Road appropriations declared unconstitutional by the Supreme Court,

Leave of absence was granted Mr. Jones of Wake until Wednesday next.

Mr. Robbins moved a suspension of the rules to introduce a bill.

Not agreed to.

When he gave notice of his intention to introduce a bill concerning pleas and answer in suits now pending upon old debts.

Mr. Forkner introduced a bill to organize the Department of Agriculture of the Bureau of Statistics, Agriculture and Immigration.

Read first time and referred to the Committee on Agriculture and Mining.

Mr. Richardson gave notice of his intention to introduce a

bill to amend an act to amend the charter of the Richmond Manufacturing Company.

Also, a bill to enable the Chatham Rail Road Company to complete its Road.

Mr. Martindale, of a bill to authorize the County Commissioners of Martin to levy a special tax.

The hour of two o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

The Special Order, being a resolution in relation to Edwin F. Martin, was taken up.

Mr. Hayes moved to postpone until Monday next at 11 o'clock.

Mr. Barrow moved to lay the resolution on the table.

The motion to table prevailed.

The unfinished business, being the consideration of a bill to amend Title XXI of the Code of Civil Procedure on third reading, was taken up.

Mr. Forkner withdrew his amendment to section 563, viz: to strike out "forty" and insert "one hundred."

Mr. Graham offered to amend the amendment of Mr. Blythe by the following: "\$20 for every week, or part of a week, he shall necessarily attend on the session of his Court."

Mr. Blythe accepted the amendment.

Mr. Martindale moved to amend the amendment by striking ont "\$20 per week" and insert "\$3 per day."

The question was divided.

The motion to strike out was put,

The vote stood as follows:

YEAS—Messrs. Barnes, Beall, Blythe, Graham, Long, Martindale, Melchor, Murphy, Richardson, Robbins, Scott, Shoftner, Smith, Winstead and Wilson—15.

NAVS—Messrs. Barrow, Beasley, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Jones of Columbus, Lassiter, Mason, Osborne, Respass, Stephens and Welker—15.

The President voting in the affirmative, the motion to strike out prevailed.

The amendment of Mr. Martindale was rejected.

The amendment of Mr. Blythe was rejected by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Blythe, Graham, Harrington, Lassiter, Long, Melchor, Murphy, Respass, Shoffner and Smith—14.

NAVS—Messrs. Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Hyman, Jones of Columbus, Mason, Martindale, Osborne, Richardson, Robbins, Scott, Stephens, Welker, Winstead and Wilson—18.

Mr. Robbins moved to insert in the blank "\$20."

The motion did not prevail by the following vote:

YEAS-Messrs. Barnes, Beall, Blythe, Harrington, Mason, Melchor, Richardson, Robbins, Scott and Smith-10.

Navs—Messrs. Barrow, Beasley, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Columbus, Martindale, Murphy, Osborne, Respass, Shoffner, Stephens, Welker, Winstead and Wilson—19.

Mr. Graham moved to reconsider the vote by which "forty" was stricken out.

The motion prevailed.

The question recurring on the motion to strike out "forty," the same did not prevail.

Mr. Forkner moved to strike out the entire section and insert as follows:

[&]quot;The Solicitor shall receive for his services \$100 for each

Court attended by him and no other tees whatever, but the fees provided by this act as due to the Solicitor, shall be paid and accounted for, when collected by the Clerk of the Superior Court where each conviction is had, to the Treasurer of the State."

The question was divided.

The motion to strike out was put and lost by the following vote:

YEAS—Messrs. Colgrove, Forkner, Hayes, Harrington, Hyman, Lassiter, Osborne, Riehardson, Robbins, Smith, Stephens, Welker, Winstead and Wilson—14.

NAVS—Messrs. Barnes, Barrow, Beall, Beasley, Blythe, Cook, Davis, Eppes, Graham, Jones of Columbus, Long, Mason, Martindale, Melchor, Murphy, Respass, Scott and Shoffner—18.

Mr. Graham moved to amend section 564, by striking out line 4, and inscrting as follows, viz: "must be imprisoned at hard labor in a Penitentiary for not less than six months."

The amendment was adopted.

Mr. Stephens moved to adjourn.

The motion did not prevail.

Mr. Blythe moved to amend section 565, by striking out line 30.

The motion did not prevail.

Mr. Blythe moved to strike out "seventy-five" in line 78, and insert "thirty-five."

The motion prevailed.

Mr. Richardson moved to amend line 53, by striking out "one dollar," and insert "fifty cents."

The amendment was adopted by the following votc:

YEAS—Messrs. Barnes, Beall, Blythe, Colgrove, Forkner, Jones of Wake, Lassiter, Long, Mason, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Welker and Wilson—17.

NAYS-Messrs. Barrow, Beasley, Davis, Eppcs, Graham,

Harrington, Hyman, Jones of Columbus, Osborne, Respass and Smith—11.

Mr. Blythe moved to amend line 50, by striking out "fifty" and inserting "twenty."

Mr. Forkner moved to amend by inserting "thirty."

Mr. Blythe accepted the amendment, when

Mr. Forkner moved to amend by inserting "forty."

Mr. Davis moved to amend by inserting "forty-nine."

The President ratified:

An act to amend the charter of the Caldwell and Watauga Turnpike Company.

Resolution raising a Joint Committee of three on the part of each House to report a bill for the relief of the people of North Carolina.

Resolution in favor of Wm. Thompson, Willie D. Jones, Wm. Grimes and R. K. Ferrell.

An act to incorporate Currituck Club Steamboat Company.

An act to remove obstructions in the Pedee, Yadkin and Uharrie Rivers, for the purpose of allowing shad and other

fish free passage up said rivers.

An act to amend the charter of the Town of Jamesville.

An act to authorize and empower John W. Bateman, Sheriff of Washington County, to collect arrears of taxes for the year 1867.

On motion of Mr. Osborne, the Senate adjourned.

THURSDAY, MARCH 11th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Wednesday was read and approved.

The following Senators were allowed to record their names in the affirmative on the joint resolutions ratifying the Fifteenth Amendment to the Constitution of the United States:

Messrs. Cook, Galloway, Richardson, Respass, Martindale, Burns and Mason.

The House of Representatives transmitted engrossed House resolution in favor of J. L. Wood, late Sheriff of Pasquotank County.

Read first time.

On motion of Mr. Barrow, the rules were suspended for the passage of the resolution.

The resolution passed second reading by the following vote: YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Mason, Martindale, Melchor, Murphy, Richardsor, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—32.

NAYS-None.

The resolution passed third reading by the following vote: YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—34.

NAYS-None.

A motion by Mr. Barrow to reconsider the vote just taken was, on motion, laid on the table.

The House of Representatives transmitted engrossed House bill for the protection of planters.

Read first time and referred to the Committee on Agriculture and Mining.

The House of Representatives notified the Senate of their concurrence in Senate bill concerning the settlement of the estates of deceased persons.

The following notices of the introduction of bills were given:

By Mr. Shoffner, of a bill to authorize certain persons to build a toll bridge across Haw River.

By Mr. Hyman, of a bill to prevent the sacrifice of property at execution sales.

By Mr. Eppes, of a bill to grant a charter to the Scotland Neck and Weldon Rail Road and Steamboat Company.

Mr. Respass introduced a bill authorizing the State to build a Rail Road from the City of Wilmington to Plymouth.

Read first time and ordered to be printed, and referred to the Committee on Internal Improvements.

Mr. Sweet moved a suspension of the rules to introduce a bill and place the same on its passage.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Mason, Martindale, Melchor, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Winstead and Wilson—34.

NAYS-None.

Mr. Sweet introduced a bill to transfer cases from the docket of the late Criminal Court in Craven County to the Superior Court of the same.

The bill passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs, Barnes, Barrow, Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Gallo-

way, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Mason, Martindale, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Winstead and Wilson—35.

NAYS-None.

On motion of Mr. Sweet, it was ordered that the bill be immediately engrossed and transmitted to the House of Representatives.

Mr. Galloway introduced a bill to incorporate the New Hanover Laborers' and Farmers' Association.

Read first time and referred to the Committee on Agriculture and Mining.

Mr. Robbins introduced a bill concerning pleas and answers to suits now pending upon old debts.

Read first time.

Mr. Robbins moved a suspension of the rules to place the bill on its passage.

The Senate refused to suspend the rules by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Burns, Blythe, Eppes, Graham, Harrington, Hyman, Lassiter, Long, Mason, Melchor, Murphy, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, Welker and Winstead—23.

NAVS—Mcssrs. Barrow, Colgrove, Cook, Galloway, Jones of Columbus, Respass and Wilson—7.

The bill was referred to the Judiciary Committee.

Mr. Jones, of Columbus, introduced a bill to restore and more effectually put in force chapter 65 Revised Code.

Read first time and referred to the Judiciary Committee.

Mr. Martindale introduced a bill to authorize the County Commissioners of the County of Martin to levy a special tax.

Read first time and referred to the Committee on Finance.

Mr. Richardson introduced a bill to amend an act to renew the charter of the Richmond Manufacturing Company, passed at the present session of the General Assembly. Read first time and referred to the Committee on Corporations.

Senate bill to amend an act concerning the Register of Deeds, ratified August 21st, 1868, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Burns, Blythe, Colgrove, Eppcs, Forkner, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Melchor, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Winstead and Wilson—24.

NAYS—Messrs. Beeman, Davis, Galloway, Graham and Welker—5.

Senate bill to authorize the Board of Education to sell certain stock passed third reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Lassiter, Mason, Murphy, Richardson, Scott, Shoffner, Smith, Stephens, Sweet and Welker—22.

NAYS—Mcssrs. Barnes, Graham, Long, Melchor, Osborne, Winstead and Wilson—7.

A bill to provide for a system of public instruction, on third reading, being the Special Order, was taken up.

Mr. Lassiter moved to postpone the consideration of the bill until Monday next at 12 o'clock, and make it the Special Order for that hour.

The motion prevailed.

Bill reported by Joint Committee on Salaries and Fees, entitled "An act to amend Title XXI of the Code of Civil Procedure," was taken up.

The amendment offered by Mr. Forkner to section 565 was withdrawn.

Mr. Blythe withdrew his amendment.

Mr. Graham moved to add to paragraph 28, section 565, as follows, viz:

Adopted

"Per copy sheet 10 cents, entering returns of executors administrators, guardians, or other trustees required to return accounts, it amount returned does not exceed two hundred dollars 20 cents, if amount exceeds two hundred dollars and under five hundred dollars 50 cents, if it exceeds five hundred and under one thousand dollars 75 cents, if the amount exceeds one thousand dollars and under two thousand dollars \$1.00, if the amount exceeds two thousand dollars and under three thousand dollars \$1.50, and if the amount is above three thousand dollars \$2.00; and strike out all after the word "will," line 56, paragraph 28."

The amendments were adopted.

Mr. Robbins moved to strike out all after the word "accounts," line 64, paragraph 37, and insert as follows, viz:

"Forty cents, if not over three hundred dollars, 80 cents if over \$300, and not over \$1,000, and \$1.50 if over one thousand dollars."

The amendments were adopted.

Mr. Scott moved to amend section 566, first subdivision, line 4, as follows, viz:

"Insert after the word "woman," as follows: "Containing not more than three copy sheets," and add after the word "cents," in same line, "and for every additional copy sheet ten cents."

Adopted.

Mr. Graham moved to strike out "two," subdivision 6, line 14, and insert "three."

Not agreed to.

Mr. Respass moved to strike out the word "official," section 567, paragraph 15.

The motion prevailed.

Mr. Robbins moved to amend section 567 by adding to paragraph 18, as follows, viz:

"And ten cents for each person summoned on a special venire."

The amendment was adopted.

Mr. Robbins moved to amend section 568, line 5, by striking out "one."

On this motion the vote stood, yeas 13, nays 13.

The President voting in the negative, the motion did not prevail.

Mr. Graham moved to amend section 568 by adding after the word "dollars," line 5, as follows, viz:

"If necessarily engaged more than one day, five dollars for each additional day."

Adopted.

Mr. Barrow moved to amend section 568 by striking out all after the word "County," line 11, and the word "one," in line 10.

Adopted.

Mr. Scott moved to add the following as subdivision 6 to section 568:

"It shall be the duty of every Coroner when he or any of the jurors may deem it useful to the better investigation of the cause or manner of death, to summon a physician or surgeon, who shall be paid for his attendance and service ten dollars, and such further sum as the Commissioners of the County may deem reasonable."

Adopted.

Mr. Sweet moved to strike out the word "or," line 6, section 573, and insert the word "and."

Adopted.

Mr. Robbins moved to strike out the word "if," in line 8, section 573.

Adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Cook, Eppes, Forkner, Graham, Hyman, Lassiter, Long, Martindale, Melchor, Murphy, Respass, Scott, Smith, Sweet and Welker—21.

NAYS—Messrs. Blythe, Colgrove, Harrington, Osborne, Richardson, Robbins, Shoffner and Wilson—8.

The President ratified:

An act to confirm certain land grants issued to Lewis W. Bryan and others in the Counties of Ashe and Alleghany.

An act to establish a Turnpike Road from the head of North River, Carteret County, to the head of Adams' Creek, in Craven County, North Carolina.

Senate bill to enable persons taking an appeal, and owning property less than the Constitutional exemption to give bond was read second time, and,

On motion of Mr. Respass, was indefinitely postponed.

Senate bill to establish a Board of Arbitrators was read second time.

Mr. Jones, of Columbus, moved to postpone indefinitely the bill.

Mr. Swect moved to lay that motion on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Cook, Forkner, Graham, Harrington, Mason, Martindale, Melchor, Murphy, Osborne, Scott, Sweet, Welker, Winstead and Wilson—17.

NAVS—Messrs. Barrow, Beeman, Brogden, Burns, Colgrove, Davis, Eppes, Galloway, Hayes, Hyman, Jones of Columbus, Lassiter, Long, Richardson, Respass, Robbins, Shoffner, Smith and Stephens—19.

Mr. Jones withdrew his motion to postpone indefinitely, and

moved to postpone until Monday next at 12 o'clock and make it a Special Order for that hour.

The motion was sustained by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Blythe, Cook, Davis, Eppes, Galloway, Graham, Hayes, Hyman, Jones of Columbus, Lassiter, Mason, Martindale, Melchor, Murphy, Osborne, Respass, Robbins, Scott, Smith, Sweet and Wilson—25.

Navs—Messrs. Barrow, Beeman, Bnrns, Colgrove, Forkner, Harrington, Long, Richardson, Shoffner, Stephens, Welker and Winstead—12.

Senate bill in relation to certain municipal elections was read second time and postponed until to-morrow at 12 o'clock.

Mr. Smith gave notice of his intention to introduce a bill to authorize J. R. Simpson and others to build a bridge across Yadkin River, near the Town of Wilkesboro'.

Mr. Robbins, of a bill to amend section 403, Title XVII, of the Code of Civil Procedure.

Mr. Respass, of a bill to amend the charter of the Town of Bath, in Beaufort County.

The hour of 2 o'clock having arrived, the President declared the Senate adjourned.

FRIDAY, MARCH 12th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Thursday was read and approved.

Leave of absence was granted Mr. Shoffner until Monday next.

Mr. Brogden, for the Committee on Finance, reported favorably on engrossed House bill to authorize the County Commissioners of Johnston County to levy a special tax.

The House of Representatives concurred in Senate bill to legalize an election held in the Town of Marion, McDowell County.

Mr. Galloway gave notice of his intention to introduce a bill to incorporate the Cooper Association of Wilmington, North Carolina.

Mr. Osborne, of a bill to incorporate the North Carolina Fertilizing Company.

The following bills were introduced, read first time and referred as stated:

By Mr. Eppes, a bill to charter the Scotland Neck and Weldon Rail Road and Steamboat Company.

To the Committee on Internal Improvements.

By Mr. Hyman, a bill to prevent the sacrifice of property at execution sales.

To the Judiciary Committee.

By Mr. Respass, a bill to amend the charter of the Town of Bath, in Beaufort County.

To the Committee on Corporations.

By Mr. Robbins, a bill to amend section 403, Title XVII, of the Code of Civil Procedure.

To the Judiciary Committee.

By Mr. Shoffner, a bill to authorize the construction of a toll bridge across Haw River.

To the Committee on Corporations.

By Mr. Brogden, a bill to anthorize the County Commissioners of the County of Wayne to levy a special tax for County purposes.

To the Committee on Finance.

By Mr. Smith, a bill to incorporate the Yadkin Bridge Company.

To the Committee on Corporations.

Bill concerning Townships on second reading, being the Special Order for the day, was now taken up.

Mr. Hayes moved to amend section 1 by inserting the words "and approved by the same," after the word "Assembly," in line 4.

The amendment was adopted.

On motion of Mr. Hayes, the vote by which the amendment offered by himself was adopted, was reconsidered.

When Mr. Hayes withdrew his amendment.

Mr. Graham moved to amend as follows, viz: Strike out the word "several," line 3, and insert "following," after the word "Constitution,' line 5, insert "are hereby approved and the said districts."

The amendment was adopted.

Mr. Sweet moved to amend section 4 by striking out "twenty-fifth day of May, 1869" and inserting "first Thursday in August, 1870."

Mr. Graham moved the following substitute for the amendment of Mr. Sweet: Strike ont "twenty-fifth day of May, 1869" and insert "first Thursday in Angust, 1869."

The substitute was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Forkner, Graham, Hyman, Lassiter, Long, Love, Mason, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Welker and Wilson—20.

Nays—Messrs. Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Hayes, Harrington, Jones of Columbus, Martindale, Smith, Stephens, Sweet and Winstead—14.

The question was on the amendment as amended.

The question was divided.

The motion to strike out prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Brogden, Colgrove, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Mason, Murphy, Respass, Scott, Shoffner, Smith, Sweet, Welker and Winstead—25.

NAVS—Messrs. Blythe, Cook, Galloway, Love, Martindale, Osborne, Richardson, Stephens and Wilson—9.

The question being on the motion to insert, the same was adopted bythe following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Forkner, Graham, Long, Love, Mason, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Welker and Wilson—18.

Navs—Messrs. Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Martindale, Smith, Stephens, Sweet and Winstead—16.

Mr. Sweet moved to amend section 8, as follows, viz: Line 2, strike out "Monday" and insert "Thursday," line 3, strike out "January" and insert "August," insert "one" after "seventy."

The amendments were adopted.

Mr. Osborne moved to insert in the blank "two thousand dollars with good and sufficient security."

Mr. Graham moved to amend by inserting "four thousand dollars."

After some discussion, Mr. Graham withdrew his amendment.

Mr. Love moved to amend the section as follows, viz: Insert after the word "bond," line 4, as follows:

"And security in such reasonable sum as the Board of Trustees may deem sufficient, to be not less than \$500 nor more than \$2,000."

The amendment of Mr. Osborne did not prevail by the following vote:

YEAS—Messrs. Barnes, Forkner, Graham, Harrington, Lassiter, Mason, Martindale, Mclchor, Murphy, Osborne, Robbins, Scott, Shoffner, Winstead and Wilson—15.

NAYS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Hy-

man, Jones of Columbus, Long, Love, Richardson, Smith, Sweet and Welker—20.

The amendment of Mr. Love prevailed.

Mr. Osborne moved to amend section 10 by adding as follows, viz:

"With the approval of a majority of the qualified voters of the Township, to be given at an election to be held for that purpose, under the direction of such Trustees."

The amendment was adopted.

Mr. Sweet moved to amend section 10 as follows: Strike out the words "inhabitants of," line 8, and insert "property in."

The question was divided.

The motion to strike out prevailed.

Mr. Graham moved to amend the amendment by inserting "all the" before "property in."

The motion prevailed.

The amendment, as amended, was adopted.

Mr. Love moved to amend by inserting after the word "necessary," line 3, "not to exceed one aere."

The amendment was adopted.

Mr. Welker moved to amend section 13, by striking out in lines 7 and 8, the following words, viz: "to excuse persons from working on the highways."

Mr. Robbins moved to insert after the word "excuse," line 7, the words "for disability."

The amendment of Mr. Robbins was withdrawn.

The amendment of Mr. Welker prevailed.

Mr. Robbins moved to amend section 15 by striking out the word "hereafter."

The motion prevailed.

Mr. Robbins moved to amend section 18 by striking out the word "necessary," in line 2, and inserting "required," and

inserting the word "necessary" before the word "expenses," line 3.

The amendment was adopted.

Mr. Beeman moved to amend section 19 by striking out in lines 4 and 5, the words "for each examination he shall receive twenty-five eents."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Forkner, Graham, Hayes, Jones of Columbus, Long, Love, Mason, Melchor, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, Winstead and Wilson—23.

NAVS—Messrs. Barrow, Bellamy, Colgrove, Cook, Davis, Eppes, Harrington, Hyman, Martindale, Murphy, Respass, Stephens and Welker—14.

Mr. Respass moved to insert in the blank as follows: "For a certified copy of any record by him made, twenty-five cents."

The amendment was adopted.

Mr. Welker moved to amend section 19 by adding after the word "persons," line 4, "at all times except on the Sabbath."

The amendment was adopted.

Mr. Love moved to amend section 20, linc 2, by striking out "two" and inserting "one."

The amendment was rejected by the following vote:

YEAS—Messrs. Beall, Hayes, Love, Melchor, Robbins, Shoffner and Wilson—7.

NAYS—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Martindale, Murphy, Osborne, Richardson, Respass, Scott, Smith, Stephens, Sweet, Welker and Winstead—29.

Mr. Osborne moved to amend by adding the following provision, viz:

[&]quot;Provided, Such meetings of the Board shall occur at in-

tervals of three months and not continue longer than three days at one session."

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Blythe, Love, Mason, Melchor, Murphy, Osborne, Richardson, Robbins, Scott, Shoffner, Smith and Wilson—15.

Nays—Messrs. Barrow, Beasley, Beeman, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Martindale, Respass, Stephens, Sweet, Welker and Winstead—23.

Mr. Osborne moved to strike out section 21.

The motion prevailed.

Mr. Barrow moved to strike out section 22.

Pending which, the hour of 2 o'clock arrived, when the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'elock.

The President in the Chair.

Mr. Robbins, on the part of the Committee on Corporations, reported back the following bills with amendments:

Senate bill to incorporate the Buckhorn Mining and Manufacturing Company.

Senate bill pertaining to the Green Swamp Land Company. Senate bill to amend an act to renew the charter of the Richmond Manufacturing Company, passed at the present ses-

sion of the General Assembly.

Engrossed House bill to incorporate the Cape Fear Fire Insurance Company of Wilmington, North Carolina.

Engrossed House bill to incorporate the Joseph C. Abbott Fire Relief Association of Wilmington, North Carolina. Senate bill to incorporate the North State Insurance Company.

Engrossed House bill to establish the Wilmington Water Works Company.

Mr. Robbins, on the part of the same Committee, recommended the indefinite postponement of Senate bill to change the County site of Haywood County.

Mr. Cook, for the Committee on Corporations, reported favorably on Senate bill to amend the acts of 1825 and '27, for the better regulation of the Town of Beaufort.

Mr. Robbins, from the Committee on Corporations, reported favorably on the following bills:

Senate bill authorizing the building of a Toll Bridge across John's River in Burke County,

Senate bill to incorporate the Halifax Manufacturing Company.

Engrossed House bill to incorporate the Wm. T. Bain Lodge, No. 231, of A. Y. Masons, in the County of Wake.

Engrossed House bill to incorporate the Town of Lagrange, in the County of Lenoir.

Engrossed House bill to incorporate the Trustees of the Union Church Association at Company Shops.

Engrossed House bill to incorporate the Town of Durham, in the County of Orange.

Engrossed House Bill to enable Richard A. Russett to build a bridge across Catawba River.

Engrossed Honse bill to incorporate Mebansville Lodge, No. 272, of A. Y. Masons, in the Town of Mebansville, Alamance County.

Engrossed House bill to incorporate the Town of Trinity in the County of Randolph.

Engrossed House bill to incorporate the Sparkling Catawba Springs in the County of Catawba.

Senate bill to amend the charter of the Town of Bath in Beaufort County.

Engrossed House bill to authorize the Swift Island Manu-

facturing Company to establish a ferry across Pedee River at their factory.

Senate bill to incorporate the Middle Falls Manufacturing Company in the County of Richmoud.

Engrossed House bill to incorporate the Town of Lexington, in the County of Davidson.

Senate bill to incorporate the Yadkin Bridge Company.

Senate bill to authorize the construction of a Toll Bridge across Haw River.

Senate bill to authorize appointment of Commissioners for the Town of Rocky Mount.

Senate resolution in favor of James Rumley, of Carteret County.

Mr. Robbins, on the part of the Committee on Corporations, reported back to the Senate, with no action, and asked to be discharged from the further consideration of Senate bill to incorporate the Independent Telegraph Company.

A bill concerning Townships was taken up by unanimous consent.

Mr. Robbins moved to amend section 22 as follows:

Strike out all after the word "act," in line 22, and insert as follows, viz:

"Of three Justices of the Peace for such Township, and for each five hundred inhabitants of the Town or City over and above the first five hundred inhabitants thereof, there shall be elected an additional Justice of the Peace for the Township. The number of inhabitants in such Town or City shall be according to the census of 1860, or an enumeration to be made as the municipal authorities of the Town or City may order."

The amendment was rejected.

A motion of Mr. Barrow, to strike out section 22, prevailed.

The bill passed second reading by the following vote:

YEAS-Messrs. Barnes, Barrow, Beall, Beasley, Beeman,

Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Love, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Smith, Stephens, Winstead and Wilson—32.

NAY-Mr. Galloway-1.

Engrossed House bill to incorporate the Town of Henderson passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Love, Mason, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Smith, Stephens, Winstead and Wilson—31.

NAY-Mr. Martindale-1.

Senate bill to incorporate the Tuckasege Baptist High School, in Macon County, passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Smith, Stephens, Winstead and Wilson—34.

NAYS-None.

Senate bill to charter the Bank of Greensboro' was read second time.

Mr. Cook moved to lay the bill on the table and print.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Colgrove, Cook, Eppes, Forkner, Hayes, Jones of Columbus, Legg, Long, Love, Martindale and Wilson—13.

Navs—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Davis, Galloway, Graham, Harrington, Hyman, Lassiter, Mason, Melchor, Murphy, Osborne, Richardson, Robbins, Scott, Smith, Stephens and Winstead—22.

Mr. Cook moved to adjourn.

The motion did not prevail.

Mr. Graham moved the previous question on the passage of the bill.

The motion was sustained.

The bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Davis, Graham, Harrington, Hyman, Long, Love, Mason, Melchor, Murphy, Osborne, Richardson, Robbins, Scott, Smith and Winstead—22.

NAYS—Messrs. Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Jones of Columbus, Martindale and Wilson—9.

Mr. Winstead moved a suspension of the rules for the postponement of the consideration of the bill.

The Senate refused to suspend the rules.

Mr. Jones, of Columbus, moved to lay the bill on the table and print.

Mr. Graham moved the previous question.

The President decided the motion not debatable.

From which decision Mr. Graham appealed.

The decision of the Chair was sustained by the Senate by the following vote:

YEAS—Messrs. Beasley, Beeman, Colgrove, Cook, Eppes, Galloway, Hayes, Hyman, Jones of Columbus, Legg, Long, Love, Martindale, Melchor, Respass, Stephens, Winstead and Wilson—18.

Navs—Messrs. Barnes, Barrow, Beall, Brogden, Blythe, Davis, Forkner, Graham, Harrington, Lassiter, Mason, Murphy, Osborne, Richardson, Robbins and Scott—17.

The bill passed third reading by the following vcte:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Davis, Graham, Harrington, Hyman, Lassiter, Mason, Melchor, Murphy, Osborne, Richardson, Robbins, Scott, Smith and Winstead—19.

Nays—Messrs. Barnes, Blythe, Colgrove, Cook, Eppes, Forkner, Hayes, Jones of Columbus, Legg, Long, Love, Martindale, Respass, Stephens and Wilson—15.

Senate resolution in favor of R. S. Tucker, from the Committee on Claims, was read second time, and after considerable discussion, Mr. Hayes moved the previous question.

The motion was sustained.

The resolution was then rejected by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Colgrove, Davis, Graham, Hyman, Love, Mason, Melchor, Murphy, Osborne, Respass, Scott and Wilson—15.

Navs—Messrs. Brogden, Blythe, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Columbus, Lassiter, Legg, Long, Martindale, Richardson, Robbins, Smith, Stephens and Winstead—18.

On motion of Mr. Smith, the Senate adjourned.

SATURDAY, MARCH 13th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on the following bills and resolution:

Engrossed House bill to empower the County Commissioners of Cumberland County to levy a special tax.

Senate bill to authorize and require the Commissioners of Warren County to levy a special tax.

Senate bill for the relief of the people of the County of Halifax.

Senate bill to authorize the County Commissioners of the County of Wayne to levy a special tax.

Engrossed House resolution in favor of Elias Longeryer, of Catawba County.

Mr. Lassiter, on the spart of the Judiciary Committee, re-

ported favorably on Senate bill to prevent the sacrifice of property at execution sales.

Mr. Osborne, from the same Committee, reported favorably on Senate bill to amend section 403, Title XVII of the Code of Civil Procedure.

Also, Senate bill concerning pleas and answers to suits now pending on old debts.

And engrossed House bill for the relief of Mary Crowder.

Mr. Respass gave notice of his intention to introduce a bill confining all grants of lands obtained from the State to the number of acres paid for by the grantee.

Mr. Galloway introduced a bill to incorporate the Coopers' Association of Wilmington.

Read first time and referred to the Committee on Corporations.

Mr. Osborne, a bill to incorporate the North Carolina Fertilizer Company.

Read first time and referred to the Committee on Corporations.

Mr. Beeman moved a reconsideration of the vote by which the Senate passed Senate bill to incorporate the Bank of Greensboro'.

Mr. Graham moved to lay that motion on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Barrow, Beasley, Brogden, Davis, Graham, Harrington, Hyman, Long, Mason, Murphy, Osborne, Robbins, Scott, Smith, Sweet and Winstead—16.

Navs—Messrs. Barnes, Beeman, Bellamy, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Jones of Columbus, Lassiter, Legg, Love, Martindale, Melchor, Respass, Stephens and Wilson—19.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barnes, Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Jones of Columbus, Lassiter, Legg, Long, Love, Martindale, Respass, Stephens and Wilson—20.

Nays—Messrs. Barrow, Beasley, Brogden, Graham, Harrington, Hyman, Mason, Melchor, Murphy, Osborne, Robbins, Scott, Smith, Sweet and Winstead—15.

Mr. Cook offered an amendment, when

On motion of Mr. Cook, the bill and amendment was ordered to be printed and made a Special Order for Saturday next.

Mr. Robbins moved to reconsider the vote by which the Senate rejected a resolution in favor of R. S. Tucker.

Mr. Richardson moved to lay that motion on the table.

Mr. Robbins moved the previous question, and the motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Colgrove, Davis, Galloway, Graham, Hyman, Jones of Columbus, Love, Mason, Melchor, Murphy, Osborne, Respass, Robbins, Scott and Wilson—19.

NAYS—Messrs. Barrow, Bellamy, Brogden, Blythe, Cook, Eppes, Forkner, Hayes, Harrington, Lassiter, Legg, Long, Martindale, Richardson, Smith, Sweet and Winstead—17.

On motion of Mr. Davis, the further consideration of the bill was postponed until Saturday next.

Senate bill authorizing and empowering Reuben King, late Sheriff of Robeson County, to collect arrears of taxes passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beasley, Reeman, Bellamy, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Love, Mason, Melchor, McLaughlin, Murphy, Osborne, Richardson, Respass, Scott, Smith, Stephens, Sweet, and Winstead—31.

NAY-Mr. Wilson-1.

Mr. Winstead moved a suspension of the rules to consider a message from the House of Representatives.

The motion prevailed by the following vote:

YEAS-Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway,

Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Love, Mason, Martindale, Melchor, Osborne, Richardson, Respass, Scott, Smith, Sweet, Winstead and Wilson—29.

NAYS-Messrs. Barnes, Graham and Long-3.

When a message was read from the House of Representatives, transmitting engrossed House resolution instructing our Senators and Representatives in Congress to vote for a repeal of the tenure of office law.

Mr. Colgrove moved the previous question on the adoption of the resolution.

The motion prevailed, and the resolution was adopted by the following vote:

Yeas—Messrs. Barnes, Barrow, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Davis, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Love, Mason, Martindale, Melehor, Murphy, Osborne, Richardson, Respass, Robbins, Seott, Smith, Stephens, Sweet, Winstead and Wilson—31.

NAYS—Messrs. Cook, Eppes, Forkner, Graham and Long—5.
Mr. Harrington, on the part of the Committee on Agriculture, Mining, &c., to whom was referred engrossed House bill relating to the weighing of rosin in the port of Wilmington, reported the same back to the Senate with a substitute.

Engrossed House bill to authorize the County Commissioners of Johnston County to levy a special tax was read second time, and, on motion of Mr. Cook, was postponed until Saturday next.

Engrossed House bill authorizing the County Commissioners of Jones County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Love, Mason, Martindale, Melehor, Osborne, Scott, Smith, Sweet and Winstead—25.

NAYS-Messrs. Graham, Respass, Robbins and Wilson-4.

Engrossed House bill to authorize S. R. Bunting, late Sheriff of New Hanover County, to collect arrears of taxes due him passed second and third readings.

The following is the vote on the third reading:

Yeas—Messrs. Barnes, Barrow, Beasley, Becman, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Smith and Winstead—28.

NAYS-None.

Senate bill to grant to a Company lands covered by the waters of Hunter's Creek and Catfish Lakes passed second reading and was referred to the Committee on Education.

Engrossed House bill concerning public roads and bridges

in the County of Robeson was read second time.

Mr. Hayes moved to amend section 2 by striking out "\$10" and inserting "\$5."

The amendment was adopted.

As amended, the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Mcssrs. Barnes, Barrow, Beall, Beasley, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Long, Love, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Smith, Sweet and Winstead—26.

NAYS-None.

Engrossed House resolution in favor of E. Murrill, Sheriff of Onslow County, passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beasley, Beeman, Blythe, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Love, Mason, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Smith, Sweet and Winstead—27.

NAYS-None.

Engrossed House bill to authorize the several Counties of

the State to take stock in Rail Road Companies passed second

reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Lassiter, Love, Mason, Martindale, Melehor, Osborne, Riehardson, Scott, Smith and Wilson—25.

NAYS—Messrs. Barnes, Hayes, Jones of Columbus, Long, Murphy, Respass, Robbins, Sweet and Winstead—9.

Placed on the public calendar.

Engrossed House bill to allow the Commissioners of the Town of Rutherfordton to levy a special tax for certain purposes passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Love, Mason, Martindale, Murphy, Respass, Robbins, Seott, Smith, Sweet, Winstead and Wilson—30.

NAYS-None.

Engrossed House bill to authorize the late Sheriff of Yadkin County to collect arrears of taxes passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Blythe, Colgrove, Davis, Eppes, Forkner, Golloway, Graham, Hayes, Harrington, Hyman, Lassiter, Long, Love, Mason, Murphy, Respass, Robbins, Scott and Smith—25.

NAYS—Messrs. Jones of Columbus, Martindale, Sweet and Wilson—4.

Engrossed House bill to authorize the County Commissioners of the County of Anson to levy a special tax was read third time.

The amendment recommended by the Committee on Finance, to whom the bill was referred, was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Blythe, Colgrove, Eaves, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Love, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Smith, Sweet, Winstead and Wilson—28.

Nay-Mr. Bellamy-1.

Engressed House bill to empower the County Commissioners of Cumberland County to levy a special tax was read second time.

Mr. Harrington moved to amend by striking out "2½ per cent." and inserting "one per cent."

The amendment was adopted.

As amended, the bill passed second reading by the following vote:

YEAS—Mcssrs. Barnes, Barrow, Beall, Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Lassiter, Love, Mason, Martindale, McIchor, Murphy, Osborne, Riehardson, Respass, Robbins, Seott, Smith, Stephens, Winstead and Wilson—30.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Jackson County to issue bonds passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Long, Love, Mason, Martindale, Melchor, Murphy, Osborne, Riehardson, Respass, Robbins, Scott, Smith, Stephens, Winstead and Wilson—32.

NAYS-None.

Engrossed House bill to authorize Jonathan Mann, late Sheriff of Stanly County, to collect arrears of taxes passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway,

Graham, Hayes, Harrington, Hyman, Lassiter, Long, Love, Mason, Martindale, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Smith, Stephens and Winstead—30.

Navs—Messrs, Osborne and Wilson—2.

Senate bill to alter the boundary line between the Counties of Wilkes and Watauga passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Long, Love, Mason, Martindale, Melchor, Murphy, Osborne, Riehardson, Respass, Robbins, Seott, Smith, Stephens, Winstead and Wilson—31.

NAYS-None.

Senate bill to authorize the Commissioners of Onslow County to levy a special tax for building a Poor House, also for building and repairing public bridges in said County, passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Long, Love, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Seott, Smith, Stephens, Sweet, Winstead and Wilson—32.

NAYS-None.

Senate bill in relation to pilots at Hatteras and Ocraeoke Inlets was read second time.

Mr. Sweet moved to postpone indefinitely.

The motion prevailed by the following vote:

YEAS—Messrs: Barnes, Beasley, Beeman, Bellamy, Colgrove, Cook, Eppes, Forkner, Harrington, Lassiter, Long, Love, Murphy, Osborne, Robbins, Seott, Smith, Sweet and Wilson—19.

Nays—Messrs. Beall, Davis, Graham, Hayes, Hyman, Legg,

Respass and Stephens—8.

Engrossed House bill to authorize the Commissioners of Union County to levy a special tax was read second time, and rejected by the following vote: YEAS—Messrs. Beall, Colgrove, Eppcs, Graham, Harrington, Jones of Columbus, Mason and Melchor—8.

Nays—Messrs. Barnes, Barrow, Beasley, Beeman, Blythe, Cook, Davis, Forkner, Hayes, Lassiter, Long, Love, Martindale, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Winstead and Wilson—24.

On motion of Mr. Love, the vote was reconsidered.

Mr. Osborne moved to amend by making the bill read:

"Sneh a tax as the County Commissioners may deem necessary, not exceeding two per cent."

The amendment was adopted.

As amended, the bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Love, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Scott, Smith, Stephens, Sweet, Winstead and Wilson—30.

NAYS-None.

Senate bill to incorporate the Pineville Water Power and Manufacturing Company passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Becman, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Love, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Winstead and Wilson—31.

NAYS -None.

Mr. Sweet introduced a bill to anthorize an issue of bonds by the corporate authorities of the City of Newbern.

Read first time and referred to the Committee on Corporations.

Leave of absence was granted Mr. Long until Wednesday next.

Mr. Cook gave notice of his intention to introduce a joint resolution to instruct our Representatives in Congress to use their influence to have wounded soldiers of the Confederate army, who were conscripted and forced into the Confederate army, put on the pension rolls of the United States army.

The President ratified:

Joint resolution instructing our Senators and Representatives in Congress to vote for the repeal of the tenure of office law.

An act to provide for the collection of taxes by the State, and by the several Counties of the State, on property, polls and incomes.

An act to legalize an election held in the Town of Marion, McDowell County, on January 14th, 1869.

An act to allow causes to be reheard in certain cases.

The hour of 2 o'clock having arrived, the President declared the Senate adjourned.

MONDAY, March 15th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Moore, of Carteret, was allowed to record his vote in the affirmative on the joint resolution ratifying the XV Article of amendment to the Constitution of the United States.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on engrossed House bill to authorize the

Commissioners of Duplin County to levy a special tax for building and repairing public bridges in said County.

And on Senate resolution directing the Public Treasurer to issue a bond in place of one issued in favor of Catherine Kendall.

Mr. Winstead, for the Judiciary Committee, reported favorably on engrossed House bill to authorize the appointment of a tax collector for the County of Pasquotank.

Also, Senate bill to restore and more effectually put in force chapter 65, Revised Code.

Mr. Hayes, for the Committee on Internal Improvements, reported, with amendments, Senate bill authorizing the State to build a Rail Road from the City of Wilmington.

Mr. Brogden, for the Committee on Finance, reported, with amendments, engrossed House bill to raise revenue.

On motion of Mr. Hayes, the bill was made a Special Order for Wednesday next at 12 o'clock.

The House of Representatives transmitted a substitute for Senate bill to lay off the homestead and personal exemption.

Read first time, ordered to be printed and made a Special Order for Friday next at 11 o'elock.

Mr. Respass introduced a bill to amend chapter 85, section 34, of the Revised Code, entitled "Pilots."

Read first time and referred to the Committee on Propositions and Grie vances.

Senate bill in relation to Townships was taken up and read third time.

Mr. Melehor moved to strike out section 10.

The motion was rejected.

Mr. Barrow moved to amend section one by inserting the names of all the Counties of the State excepting the Counties of Caswell, Cherokee, Chowan, Gates, Jackson, Polk, Robeson and Washington.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Love, Mason, Martindale, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Winstead and Wilson—37.

Nay-Mr. Melchor-1.

Mr. Hyman introduced a resolution prohibiting the introduction of private bills after the 16th inst.

On motion of Mr. Galloway, the resolution was laid on the table.

Mr. Blythe introduced a resolution in relation to daily scssions.

Laid over under the rule.

Mr. Love, a resolution in favor of John A. Oates.

Read first time and referred to the Committee on Claims.

The House of Representatives notified the Senate of their concurrence in Scnate bill to transfer cases from the Criminal Court of Craven County to the Superior Court of the same.

Senate bill relative to the Western Turnpike Road from Asheville westward to Murphy, and thence by separate routes to the Georgia and Tennessee lines.

Senate resolution in relation to the introduction of bills was read second time.

Mr. Love moved to amend by striking out "February 15" and inserting "20th of March."

The amendment was adopted.

The resolution, as amended, was rejected.

A bill to provide for a system of public instruction was read third time.

Mr. Jones, of Columbus, offered a substitute for the same.

Mr. Bellamy called the previous question on the adoption of the substitute.

The call was sustained and the substitute rejected by the following vote:

YEAS—Messrs. Bellamy, Blythe, Colgrove, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Martindale, Moore of Carteret, Richardson and Welker—14.

Nays—Messrs. Barnes, Barrow, Beall, Beeman, Brogden, Cook, Graham, Lassiter, Love, Mason, Melchor, Murphy, Osborne, Robbins, Scott, Shoffner, Smith, Winstead and Wilson—19.

Section first of the original bill was adopted.

Mr. Welker moved to strike out section 2 and all thereafter, and insert a substitute for the same, offered by himself.

Mr. Shoffner moved to amend section 46 of the substitute by striking out \$2.00 per day.

The motion was not sustained.

The substitute was rejected by the following vote:

YEAS—Messrs. Barrow, Beasley, Bellamy, Colgrove, Cook, Eppes, Galloway, Hayes, Harrington, Hyman, Legg, Martindale, Moore of Carteret, Respass, Stephens, Sweet and Welker—17.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Davis, Forkner, Graham, Jones of Columbus, Lassiter, Love, Mason, Melehor, Murphy, Osborne, Richardson, Robbins, Seott, Shoffner, Smith, Winstead and Wilson—22.

Section second was rejected.

Mr. Galloway moved to lay the entire subject on the table.

Not agreed to by the following vote:

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Legg, Martindale, Melehor, Moore of Carteret, Respass, Stephens and Welker—19.

NAYS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Forkner, Graham, Lassiter, Love, Mason, Murphy, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, Winstead and Wilson—20.

Mr. Shoffner moved a reconsideration of the vote by which the Senate rejected the substitute offered by Mr. Welker.

The Senate refused to reconsider by the following vote:

YEAS—Messrs. Colgrove, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Martindale, Melchor, Mocre of Carteret, Murphy, Respass, Scott, Shoffner and Sweet—15.

NAVS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Cook, Davis, Eppes, Graham, Jones of Columbus, Legg, Love, Mason, Osborne, Richardson, Robbins, Smith, Welker, Winstead and Wilson—23.

Mr. Colgrove moved to recommit to the Committee on Education.

Not agreed to.

Mr. Robbins moved to refer to a Special Committee of five.

The motion failed by the following vote:

YEAS—Messrs. Barnes, Beall, Blythe, Hayes, Harrington, Jones of Columbus, Melchor, Murphy, Osborne, Richardson, Robbins, Scott and Smith—13.

Nays—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Lassiter, Love, Mason, Martindale, Moore of Carteret, Respass, Shoffner, Stephens, Sweet, Welker, Winstead and Wilson—24.

Mr. Hyman moved to postpone the subject indefinitely.

The motion was lost by the following vote:

YEAS—Messrs. Bellamy, Blythe, Colgrove, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Moore of Carteret, Respass and Welker—11.

Nays—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Cook, Davis, Eppes, Forkner, Graham, Lassiter, Love, Martindale, Melehor, Murphy, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Winstead and Wilson—26.

Mr. Jones, of Columbus, moved to postpone until Wednesday next, at 11 o'clock.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway,

·Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Richardson, Smith, Stephens, Sweet and Welker—27.

NAYS—Messrs. Barrow, Beall, Graham, Love, Respass, Scott, Shoffner, Winstead and Wilson—9.

Senate bill to establish a Board of Arbitrators for each County was read second time, and, on motion of Mr. Osborne, was laid on the table.

Bill by Code Commissioners to provide a proceeding in cases of bastardy, with a substitute for the same, on second reading, was taken up.

Pending its discussion, the hour of 2 o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

The unfinished business being the consideration, on second reading, of a bill to provide a proceeding in cases of bastardy, with a substitute, the same was taken up.

Mr. Davis moved to amend section 1 of the substitute, by inserting after the word "mail," line 4, as follows, viz:

"Or any female who shall be begotten with child illegitimately, or give birth to any bastard child."

The amendment was rejected.

Mr. Love moved to postpone the subject indefinitely.

Not agreed to.

The substitute was then adopted by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Colgrove, Galloway, Hayes, Hyman, Jones of Columbus, Lassiter, Legg, Love, Ma-

son, Martindale, Murphy, Osborne, Respass Shoffner, Stephens and Welker—19.

NAYS—Messrs. Barnes, Beeman, Brogden, Burns, Davis, Forkner, Graham, Harrington, Melchor, Richardson, Robbins, Scott, Smith, Winstead and Wilson—15.

As amended, the bill passed second reading.

On motion of Mr. Osborne, the rules were suspended and the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Colgrove, Eppes, Galloway, Hayes, Hyman, Jones of Columbus, Lassiter, Legg, Mason, Martindale, Murphy, Osborne, Respass, Scott, Shoffner, Stephens, Welker and Winstead—22.

NAYS—Messrs. Beeman, Brogden, Burns, Blythe, Davis, Forkner, Graham, Harrington, Love, Melchor, Rschardson, Robbins, Smith and Wilson—14.

Mr. Barrow moved to reconsider the vote by which the bill passed third reading.

Mr. Galloway moved to lay that motion on the table.

The motion to table prevailed.

Code bill to regulate proceedings in the legitimation of bastard children passed second reading.

The rules were suspended and the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Mason, Martindale, Melchor, Murphy, Osborne, Respass, Robbins, Scott, Shoffner, Smith, Welker and Winstead—32.

NAYS-None.

On motion of Mr. Hayes, the Senate adjourned.

TUESDAY, MARCH 16th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Barrow, for the Judiciary Committee, reported favorably on Senate bill to repeal sections 2 and 15 of an act to incorporate the Medical Society of the State of North Carolina.

And asked to be discharged from the further consideration of engrossed House bill declaring David Bean a citizen of Cleveland County.

The report was concurred in and the Committee discharged.

The House of Representatives transmitted a joint resolution appointing a Committee to investigate the affairs of the Alberarle and Chesapeake Canal Company.

The resolution was read first time.

Mr. Martindale moved a suspension of the rules to place the resolution on its passage.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Columbus, Lassiter, Legg, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, Winstead and Wilson—32.

NAYS-Messrs. Hyman, Respass and Shoffner-3.

The resolution was read second time, when

Mr. Respass moved to strike out "a Committee of three" and insert "the Superintendent of Public Works."

The amendment was rejected.

Mr. Hayes moved to increase the Committee to five—three on the part of the House of Representatives, and two on the part of the Senate.

The motion did not prevail.

The resolution passed second reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Colgrove, Davis, Forkner, Graham, Harrington, Lassiter, Legg, Martindale, Murphy, Osborne, Robbins, Scott, Smith, Sweet, Winstead and Wilson—21.

Nays—Messrs. Barnes, Blythe, Cook, Eppes, Galloway, Hayes, Hyman, Jones of Columbus, Love, Mason, Melchor, Richardson, Respass, Shoffner and Welker—15.

The resolution was read third time.

Mr. Cook moved to amend by making the Committee five—three on the part of the House of Representatives, and two on the part of the Senate.

Mr. Hayes moved to strike out "a Committee of five" and insert "the Superintendent of Public Works,"

Mr. Eppes moved to amend the amendment to the amendment by making the Committee "one on the part of each House with the Superintendent of Public Works."

The amendment to the amendment was adopted.

The amendment, as amended, was adopted.

Mr. Robbins moved to amend by adding as follows, viz:

"Provided, That the Superintendent of Public Works shall receive no per diem."

The amendment was adopted.

As amended, the resolution passed third reading by the following vote:

YEAS—Messrs. Beall, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Columbus, Lassiter, Legg, Mason, Martindale, Richardson, Robbins, Smith, Stephens, Sweet, Welker and Winstead—21.

NAYS—Messrs. Barnes, Barrow, Beasley, Beeman, Brogden, Burns, Graham, Harrington, Love, Melehor, Murphy, Osborne, Respass, Scott and Shoffner—15.

The President appointed Mr. Martindale as the Senate branch of that Committee.

The House of Representatives concurred in Senate amend-

ments to engrossed House bill to incorporate Castle Hayne Vineyard Company.

Senate bill to amend an act to incorporate the Atlantic Fire Company, No. 1, of the Town of Newbern.

Senate bill to incorporate the Lockville Manufacturing Company.

Senate bill to incorporate Richland Lodge, No. 214, Free and Accepted Masons, in the Town of Thomasville, Davidson County.

Senate bill to incorporate Coble Lodge, No. 264, of Ancient Free and Accepted Masons.

Senate bill to prevent the sale of spirituous liquors within two miles or less of the Bingham School.

Senate bill to incorporate the Hebrew Benevolent Association of Charlotte.

Senate bill to incorporate the Woodlawn Cotton and Woolen Manufacturing Company in the Town of Gaston, N. C.

The House of Representatives transmitted the following engrossed House bills and resolutions, which were read first time and referred as stated:

Bill for the benefit of securities and endorsers.

To the Judiciary Committee.

Bill to authorize the Commissioners of Stanly County to levy a special tax.

To the Committee on Finance.

Resolution to allow the County Commissioners of Richmond County to levy a special tax.

To the Committee on Finance.

Bill suspending the Code of Civil Procedure in certain cases.

Mr. Robbins moved a suspension of the rules to place the bill on its several readings.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Brogden, Burns, Blythe, Davis, Eppes, Galloway, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Love, Mason,

Davis, Calloway, Harrington,

Martindale, Melchor, Murphy, Osborne, Riehardson, Robbins, Seott, Shoffner, Smith, Sweet, Welker and Winstead—30.

NAYS—Messrs. Colgrove, Cook, Hayes, Stephens and Wilson—5.

The bill was read second time.

Mr. Graham moved to strike out section 8.

The motion did not prevail by the following vote:

YEAS—Messis. Barnes, Barrow, Beall, Beasley, Colgrove, Cook, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Columbus, Legg, Martindale, Respass, Stephens, Winstead and Wilson—18.

NAVS—Messrs. Beeman, Brogden, Burns, Blythe, Davis, Galloway, Harrington, Lassiter, Love, Mason, Melehor, Murphy, Osborne, Riehardson, Robbins, Scott, Shoffner, Smith, Sweet and Welker—20.

Mr. Graham moved to strike out section 9.

Mr. Hayes offered the following as a substitute for section nine, viz:

"The value of the property shall be the amount for which it was assessed for taxes."

The substitute was rejected by the following vote:

YEAS—Messrs. Barrow, Beall, Cook, Eppes, Graham, Hayes, Hyman, Jones of Columbus, Respass, Stephens and Wilson—11.

NAYS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Forkner, Galloway, Harrington, Lassiter, Legg, Love, Mason, Martindale, Melehor, Murphy, Osborne, Riehardson, Robbins, Scott, Shoffner, Smith, Welker and Winstead—26.

The motion to strike out section 9 did not prevail by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Cook, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Columbus, Martindale, Stephens, Winstead and Wilson—14.

NAVS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Davis, Galloway, Harrington, Lassiter, Legg, Love, Mason, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith and Welker—22.

Mr. Barnes moved to strike out section 10.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Cook, Eppes, Graham, Hayes, Hyman, Jones of Columbus, Stephens and Wilson—11.

Nays—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Galloway, Harrington, Lassiter, Legg, Love, Mason, Melchor, Osborne, Riehardson, Robbins, Scott, Shoffner, Smith, Welker and Winstead—22.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Eaves, Harrington, Lassiter, Legg, Love, Mason, Melehor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker and Winstead—25.

Nays—Messrs. Barnes, Barrow; Colgrove, Eppes, Galloway, Graham, Hayes, Hyman, Jones of Columbus, Martindale, Stephens and Wilson—12.

Mr. Beeman moved to reconsider the vote just taken.

Mr. Shoffner moved to lay that motion on the table.

The motion to table prevailed by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Davis, Graham, Harrington, Lassiter, Legg, Love, Mason, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker and Winstead—23.

NAYS—Messrs. Beall, Beasley, Bellamy, Colgrove, Eppes, Galloway, Hayes, Hyman, Jones of Columbus, Martindale, Melehor, Stephens and Wilson—13.

The House of Representatives transmitted engrossed House resolution concerning the Secretary of State.

Passed second reading.

Also, engrossed House bill to provide the procedure in special proceedings generally in application for widow's year's support and dower.

The bill was read first time.

Mr. Respass moved a suspension of the rules to place the bill on its passage.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Graham, Hyman, Lassiter, Legg, Love, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Winstead and Wilson—32.

NAYS—Messrs. Bellamy, Hayes and Jones of Columbus—3. The bill was read second time.

Mr. Blythe moved to strike out the word "execution," and insert "order," in section 23.

Adopted.

Mr. Graham moved to amend section 33 by adding as follows, viz:

"Provided, Said interest shall not attach to any lands that may have been bona fide conveyed by the husband previous to March 2, 1867."

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Brogden, Eppes, Galloway, Graham, Melchor and Wilson—7.

Nays—Messrs. Barrow, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Love, Mason, Martindale, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker and Winstead—26.

Mr. Barrow moved to amend section 35 by adding the following provision:

"Provided, That a mortgage or trust deed by the husband to secure the purchase money, or any part thereof, of land bought by him, shall, without the wife executing the deed, be effectual to pass the whole interest according to the provisions of the said deed."

The amendment was adopted.

The section, as amended, was adopted.

The bill then passed second and third readings.

The following is the vote on the third reading:

Yeas—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hays, Harrington, Hyman, Lassiter, Love, Mason, Martindale, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—31.

NAYS-Messrs. Graham, Melchor and Wilson-3.

Mr. Forkner, for the Committee on Internal Improvements, reported favorably on Senate bill to construct a Rail Road from Edenton to Suffolk, Va.

The hour of two o'clock having arrived, the President declared the Senate adjourned.

WEDNESDAY, March 17th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Hayes, for the Committee on Internal Improvements, reported, with amendments, Senate bill to enable the Chatham Rail Road to complete its Road.

Mr. Forkner, from the same Committee, reported favorably on engrossed House bill to amend an act to incorporate the University Rail Road Company.

Mr. Jones, of Columbus, from the Committee on Agricul-

ture and Mining, reported favorably on Senate bill to incorporate the New Hanover Laborers' and Farmers' Association.

Mr. Barrow, for the Judiciary Committee, reported a substitute for engrossed House bill to punish persons for violating Town laws.

The House of Representatives transmitted the following engrossed House bills and resolution, which were read first time and referred as stated:

Bill to give Clay County the benefit of her own bonds.

To the Committee on Finance.

Bill to extend the corporate limits of the Town of Tarboro'.

To the Committee on Corporations.

Bill to charter the Express Steamboat Company.

To the Committee on Corporations.

Bill to allow the Commissioners of Alexander County to levy a special tax.

To the Committee on Finance.

Bill to authorize the Commissioners of Transylvania County to levy a special tax.

To the Committee on Propositions and Grievances.

Resolution in relation to adjournment.

To the Committee on Propositions and Grievances.

The following notices of bills were given:

By Mr. Wilson, of a bill to incorporate the Union Lodge, No. 173, of Free and Accepted Masons, located at Kenansville, in Forsyth County.

Mr. Davis, of a bill to charter the Germania Land Company of North Carolina, to be located at Greensboro'.

Mr. Legg, of a bill empowering the County Commissioners of Brunswick County to assess a special tax.

Mr. Moore, of Carteret, of a bill to provide for the election of Commissioners of Navigation for Beaufort Harbor.

Mr. Respass introduced a bill in relation to Lake Landing Canal in Hyde County.

Read first time and referred to Committee on Internal Improvements.

Mr. Welker, a resolution to pay the expenses of a Joint Committee.

Read first time and placed on the calendar.

Mr. Respass, a resolution respecting the Piedmont Rail Road.

Read first time and placed on the calendar.

Mr. Hyman, a resolution instructing the President to request the Committees to report without delay all bills now in their possession of a public character.

Adopted.

Mr. Cook, a resolution in relation to soldiers of North Carolina, serving in the United States Army during the late war.

Leave of absence was granted Mr. Beasley for an indefinite period.

Mr. Blythe, from and after Friday next, for an indefinite period.

On motion of Mr. Graham, it was ordered that the Secretary of the Senate furnish to the Senators a printed calendar of private bills before Friday, P. M.

Engrossed house bill entitled proceedings upon impeachment was read second time.

Mr. Graham moved to postpone until December next.

The motion did not prevail.

Mr. Hyman moved to lay the bill on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Beeman, Cook, Graham, Hayes, Hyman, Love, Martindale, Melchor, Murphy, Winstead and Wilson—11.

NAVS—Messrs. Barnes, Barrow, Beall, Beasley, Brogden, Burns, Davis, Eppes, Forkner, Galloway, Harrington, Jones of Columbus, Lassiter, Legg, Lindsay, Mason, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker and White—26.

When the bill passed second reading by the following vote: Yeas—Messrs. Barnes, Barrow, Beall, Beasley, Bellamy, Brogden, Burns, Davis, Eppes, Forkner, Galloway, Graham,

Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Osborne, Riehardson, Respass, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—32.

NAVS—Messrs. Beeman, Cook, Hayes, Robbins, Scott and Wilson—6.

Engrossed House bill in relation to proceedings and habeas corpus passed second reading.

A motion by Mr. Osborne to suspend the rules to place this bill on its third reading did not prevail.

The consideration, on third reading, of a bill to provide for a system of public instruction, being the Special Order for the day, was now taken up.

Mr. Welker moved to strike out all after section 1, and insert a substitute offered by himself.

On the adoption of the substitute, Mr. Moore, of Carteret, moved the previous question.

The motion was sustained by the following vote:

Yeas—Messis. Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Martindale, Moore of Carteret, Respass, Smith, Stephens, Sweet, Welker, White and Winstead—27.

NAYS—Messrs. Barnes, Beall, Brogden, Graham, Lindsay, Love, Mason, Melchor, Murphy, Osborne, Robbins, Scott, Shoffner and Wilson—14.

When the substitute was adopted by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Mason, Martindale, Moore of Carteret, Osborne, Riehardson, Respass, Robbins, Smith, Stephens, Sweet, Welker, White and Winstead—31.

NAYS—Messrs. Barnes, Beall, Brogden, Graham, Love, Melchor, Murphy, Scott, Shoffner and Wilson—10.

The Senate refused to excuse Messrs. Robbins and Love from voting on the adoption of the substitute.

The question before the Senate being on the passage of the still, as amended, its third and final reading, by permission of the Senate, Mr. Love, the Senator from Jackson, was allowed to explain his vote.

Wilhen Mr. Moore, Senator from Carteret, arose to a point of order.

Mis point of order was, that the Senator from Jackson was not confining his remarks to the explanation of his vote.

When the Senator from Jackson said that the Senator from C. wteret ak new nothing of the interests of the people of North Carolina; that Ine (the Senator from Carteret) was a mere squatter here."

The Senator from Carteret replied from his seat that he (the Senator from Jackson) was "a liar."

The Semator from Jackson replied, saying that he (the Senator from Carteret) was "a damned liar and a son of a bitch."

When the President: called the Senators to order, and ordered the words spo'xen by the Senators to be taken down by the Secretary.

Mr. Forkner moved that the matter be referred to a Special Committee of three.

The motion pre vailed.

The President approinted Mesers. Forkner, Barrow and Osborne as the Special Committee.

The bill, as amended, passed third reading by the following vote:

YEAS—Messas. Barnow, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Mason, Martindale, Moore of Carteret, Osborne, Richardson, Respass, Robbins, Smith, Stephens, Sweet, Welker, White and Winstead 30.

NAYS—Messrs. Barnes, Beall, Brogden, Graham, Love, Melchor, Murphy, Scott, Shoffner and Wilson—10.

The House of Representatives transmitted engrossed House bill in favor of T. F. Lee, Sheriff of Wake County.

Read first time.

Mr. Sweet moved a suspension of the rules to put the bill on its passage.

Agreed to by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Legg, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Riehardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet and White—32.

NAYS—Messrs. Barnes, Beall, Bellamy, Graham, Scott and Wilson—6.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Legg, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Robbins, Seott, Shoffner, Smith, Stephens, Sweet and White—36.

NAY-Mr. Wilson-1.

Engrossed House bill to raise revenue, being the Special Order for 12 o'clock, was now taken up.

Mr. Forkner moved to strike out "five," line 5, section 2, and insert "fifty."

Mr. Hayes moved to insert "twenty."

The amendment to the amendment was adopted.

The question was divided.

The motion to strike out was rejected by the following vote:

YEAS—Messrs. Bellamy, Colgrove, Cook, Galloway, Hayes, Mason, Martindale, Moore of Carteret, Stephens and Welker—10.

Nays—Messrs. Barnes, Barrow, Beeman, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Lassiter, Legg, Lindsay, Love, Melchor, Murphy, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, White and Wilson—25.

Mr. Shoffner moved to strike out the words "one dollar and five," line 5, section 2, and insert "ninety."

The motion was rejected by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Colgrove, Cook, Graham, Hayes, Love, Martindale, Melchor, Osborne, Richardson, Respass, Robbins, Shoffner and White—17.

Navs—Messrs. Barrow, Beall, Beasley, Bellamy, Burns, Davis, Eppes, Forkner, Galloway, Harrington, Hyman, Lindsay, Moore of Carteret, Murphy, Scott, Smith, Stephens, Welker and Winstead—19.

The substitute offered by the Committee for section three was adopted.

Mr. Cook moved to insert in line 2, class 1, after the word "thirty" the word "five."

The motion prevailed.

Mr. Hayes moved to insert after the word "levied," line 2, class 1, of the substitute, as follows, viz:

"In addition to the special taxes which have been or may be levied to pay interest on bonds issued to or for Rail Road Companies or other corporations."

The amendment was rejected by the following vote:

YEAS—Messrs. Barrow, Bellamy, Davis, Eppes, Forkner, Hyman, Love, Murphy, Welker and Winstead—10.

Nays—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Galloway, Graham, Harrington, Lindsay, Mason, Martindale, Melchor, Moore of Carteret, Os-

borne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens and White—25.

Mr. Robbins moved to strike out the word "real," in line 4, class 1, of the substitute.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Cook, Galloway, Graham, Harrington, Lindsay, Melchor, Osborne, Richardson, Smith, Sweet and White—16.

Navs—Messrs. Barrow, Bellamy, Colgrove, Davis, Eppes, Forkner, Hayes, Hyman, Love, Moore of Carteret, Murphy, Respass, Robbins, Scott, Shoffner, Stephens, Welker and Winstead—18.

Mr. Robbins moved to reconsider the vote by which the Senate adopted section 3, as reported by the Committee.

The motion did not prevail.

The President ratified:

An act to transfer cases from the docket of the late Criminal Court in Craven County to the Superior Court of the same.

An act to authorize Jonathan Mann, late Sheriff of Stanly County, to collect arrears of taxes for the years 1866-'67.

Resolution in favor of E. Murrill, Sheriff of Onslow County.

An act to incorporate the Castle Hayne Vineyard Company.

An act to prevent the sale of spirituous liquors within two miles or less of the Bingham School.

An act to amend an act to make Bank bills a set-off.

An act relative to the Western Turnpike Road leading from Asheville westward to Murphy, and thence by separate routes to the Georgia and Tennessee lines.

An act in relation to property belonging to the Board of Education.

An act to incorporate the Swift Island Manufacturing Company in the County of Montgomery.

An act to incorporate Tabasco Lodge of Masons.

An act to transfer to the County of Montgomery that por-

tion of the Fayetteville and Albemarle Plank Road that is included within the limits of Montgomery County.

An act for the relief of the securities of S. A. Warren, late Sheriff of the County of Northampton.

An act to authorize the late Sheriff of Yadkin County to collect the arrears of taxes.

An act for the relief of T. F. Lee, Sherift of the County of Wake.

The hour of 2 o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

The consideration of engrossed House bill to raise revenue, on second reading, was taken up.

The amendments to class 2 of section 3, as reported by the Committee, were adopted.

Mr. Robbins moved to strike out the words "silver and gold headed canes," in line 2, class 6, of the amendments of the Committee.

Adopted.

Mr. Moore, of Carteret, moved to insert the word "license" after the letter A, line 5, class C, of the amendments of the Committee.

Rejected.

Mr. Blythe moved to strike out "three," line 5 of the substitute, and insert "ten."

Not agreed to.

Mr. Cook moved to strike out "three" and insert "one," line 5, class C, of the substitute.

Rejected.

Mr. Barrow moved to add the words "legalized detectives" after the word "police," line 3, class C, of the substitute, page 22.

Adopted.

Mr. Beeman moved to insert after the word "detectives" the word "physicians," in class C, of the substitute.

Rejected.

Mr. Jones, of Columbus moved to strike out the 14th, 15th and 16th lines of class C, of the substitute.

Rejected.

The substitute offered by the Committee for section 2, class 2, was adopted.

The amendment offered by the Committee to section 3, as class D, was adopted.

Mr. Osborne moved to strike out lines 8 and 9 down to the words "ten dollars."

Adopted.

Mr. Galloway moved to strike out in schedule B, of the substitute, line 2, "fifty," and insert "twenty-five."

Rejected.

Mr. Robbins moved to strike out line 15, section 2, of the substitute.

Adopted.

Mr. Love moved to strike out the word "ten," in section 3, of the substitute, and insert "one hundred."

Rejected.

Mr. Cook moved to insert the words "camp meeting" after "each," section 3, line 1, schedule B, of the substitute.

Objection being raised, the amendment was withdrawn.

Mr. Barrow moved to insert after the word "dead," line 4, section 3, "for reward."

Adopted.

Mr. Forkner moved to strike out section 3 of the substitute.

Pending which the Senate, on motion of Mr. Davis, adjourned.

THURSDAY, MARCH 18th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Wednesday was read and approved.

Messrs. Wynne and White, by permission, were allowed to record their names in the affirmative on the fitteenth amendment to the Constitution of the United States.

Mr. Smith, for the Committee on Propositions and Grievances, reported that engrossed House bill in relation to the annexation of Counties of Nansemond, Norfolk and Princess Ann, of Virginia, be indefinitely postponed.

Mr. Smith, on the part of the Committee on Propositions and Grievanees, reported, with amendments, Senate bill empowering County Commissioners to investigate the conduct of late County officers.

Mr. Smith, on the part of the same Committee, reported favorably on engrossed House bill for the relief of Jesse Sumner, Sheriff of the County of Buncombe.

Also engrossed House bill to authorize the County Commissioners of Franklin County to levy a special tax.

Mr. Barrow, on the part of the Committee on the Judiciary, reported favorably on Senate bill to repeal an act passed at the session of 1858-'59.

Mr. Beeman, on the part of the Committee on Propositions and Grievances, reported favorably on Senate bill to lay off and establish a new County by the name of Rocky Mount.

The Committee (Special), to whom was referred the language used by the Senators from Jackson and Carteret, reported as follows:

The Committee to whom was referred the disrespectful language used by the Senators from Jackson and Carteret toward each other in the presence of the Senate, and in the course of its proceedings, have had the same under consideration, and report that the Senate had, by courtesy and against its rules, permitted the Senator from Jackson to give his reasons for the vote he was about to give on the "bill to provide for a system of public instruction." The Senator began his remarks by reflecting on the Senate for the course of its proceedings by adopting the previous question, which excluded debate, and was clearly out of order; and any Senator had the right to call him to order.

The Senator from Carteret was therefore in the performance of his duty when he called the Senator to order. The language used by the Senator from Jaekson, in reply to this interruption, that "the Senator from Carteret knew nothing of the interests of the people of North Carolina, that he was a mere squatter," was highly insulting and without any just provocation, and lead naturally to the subsequent disorder.

To this language the Senator from Carteret retorted in language still more insulting and offensive, that "the Senator from Jackson was a liar," which provoked the Senator from Jackson to use the following language, to wit: that he, the Senator from Carteret, was "a damned liar and a son of a bitch."

The Senate, charged with great public interests, cannot possibly discharge its duties, unless order and decorum in its proceedings are preserved. It is its duty, therefore, to enforce its observances of the rules of courtesy in debate by all the power it possesses. It cannot fail to be observed that in the transaction, under any consideration, both Senators are censurable; but the Senator from Jackson, as the aggressor, without adequate provocation or excuse, in grossly insulting another Senator while in the discharge of a public duty, deserves the highest censure of the Senate. At the same time a wrong committed does not justify another wrong, though it may afford to it some mitigation or palliation. The Committee therefore recommend the following resolutions:

Resolved, That the Senators from Jackson and Carteret by language highly insulting to each other in the presence of the

Senate and in the course of its proceedings, which language was injurious to the public service and unworthy of the dignity of the body, and having justly incurred its censure, are hereby censured.

Resolved, That this censure rightfully falls with more severity on the Senator from Jackson, as acting without provocation or just excuse.

SAMUEL FORKNER,

Chairman of Committee.

The resolutions were adopted by the following vote:

YEAS—Messrs. Barrow, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Lindsay, Mason, Martindale, Osborne, Richardson, Respass, Shoffner, Smith, Stephens, Sweet, Welker, White and Wynne—28.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Graham, Melchor, Murphy, Robbins, Scott, Winstead and Wilson—11.

Mr. Smith, on the part of the Committee on Propositions and Grievances, reported, with amendments, engrossed House bill to prevent the obstruction of fish in Little River to K. B. Mills', in Johnston County.

A message was received from the House of Representatives, transmitting the following engrossed House bills, which were read first time and referred as stated:

Bill to authorize the Commissioners of the County of Robenon to levy a special tax.

To the Committee on Finance.

Bill to incorporate the Town of Littleton.

To the Committee on Corporations.

Bill in regard to proceedings before Magistrates.

Mr. Winstead moved a suspension of the rules to put this bill on its passage.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Gra-

ham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Wynne and Winstead—38.

NAYS—Messrs. Colgrove, Galloway, White and Wilson—4. When the bill was read second time.

Mr. Lindsay moved to print.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Colgrove, Cook, Graham, Hayes, Lindsay, Martindale, Moore of Yancey, White, Wynne and Wilson—12.

NAYS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—31.

Mr. Graham moved the previous question on the passage of the bill on its second reading.

The motion was sustained and the bill passed second reading

by the following vote:

YEAS—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Love, Martindale, Moore of Carteret, Osborne, Richardson, Scott, Shoffner, Smith, Stephens, Sweet and Welker—28.

NAYS—Messrs. Barnes, Beall, Colgrove, Graham, Lindsay, Melchor, White, Wynne and Wilson—9.

The bill was read third time.

Mr. Graham moved to amend section 1 by striking out the following words in section 1, viz: "On contracts entered into before May 1st, 1865," and strike out the word "ninety" and insert "five."

The amendment was rejected by the following vote:

YEAS—Messrs. Beall, Graham, Hayes, Jones of Columbus, Melchor and Wilson—6.

Nays—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Riehardson, Respass, Scott, Shoffner, Smith, Sweet, Weiker, White, Wynne and Winstead --33.

Mr. White moved to amend section 1 of the substitute by striking out "1865," and inserting "1855."

The amendment was rejected.

Mr. White moved to strike out section 11.

The motion did not prevail by the following vote:

YEAS—Messrs. Beall, Colgrove, Eppes, Lindsay, White and Wilson—6.

Nays—Messrs. Barrow, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Riehardson, Respass, Robbins, Shoffner, Smith, Welker and Winstead—33.

When the bill passed third and final reading by the following vote:

YEAS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Hayes, Harrington, Jones of Columbus, Lassiter, Legg. Long, Love, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Murphy, Osborne, Richardson, Respass, Robbins, Seott, Shoffner, Smith, Sweet, Welker, Wynne and Winstead—31.

Navs—Messrs. Barrow, Beall, Beasley, Colgrove, Eppes, Graham, Hyman, Lindsay, Stephens, White and Wilson—11.

Mr. Bellamy moved to reconsider the vote just taken.

Mr. Shoffner moved to lay the motion on the table.

The motion prevailed.

Mr. Hayes introduced a bill to incorporate the Robeson County Agricultural Society.

Read first time and referred to the Committee on Agriculture.

Mr. Beall, a bill to prevent the sale of spiritness liquors within five miles of Rutherford Seminary.

Read first time and referred to the Committee on Corporations.

The revenue bill, being the order of the day, was taken up. Mr. Davis moved to strike out of the substitute, section 8, "one hundred dollars," and insert "twenty-five."

The motion prevailed by the following vote:

YEAS—Messrs. Beall, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Columbus, Lassiter, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Robbins, Seott, Smith, Sweet and Winstead—25.

Nays—Messrs. Barnes, Barrow, Beasley, Beeman, Bellamy, Burns, Blythe, Harrington, Long, Love, Richardson, Welker, White and Wynne—14.

Section 9 of the substitute was stricken out, on motion of Mr. Cook.

Mr. Beall moved to amend the substitute offered by the Committee to section 9, by striking out "five" and inserting "two-and-a-half."

The motion did not prevail.

Mr. Hayes moved to amend section 11 of the substitute by striking out "one hundred and fifty" and inserting "fifty."

Mr. Osborne moved to amend the amendment by inserting "one hundred."

Mr. Hayes accepted the amendment.

Mr. Hyman moved to amend the amendment by inserting 'seventy-five."

The same was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Burns, Cook, Davis, Eppes, Galloway, Hyman, Jones of Columbus, Lassiter, Mason, Martindale, Moore of Carteret, Murphy, Robbins, Seott, Shoffner, Stephens, Sweet and Wynne—22.

Nays—Messrs. Beeman, Blythe, Graham, Harrington, Long, Love, Melchor, Osborne, Richardson, Smith, Welker, White and Winstead—13.

The motion to strike out "one hundred and fifty" and insert "seventy-five" prevailed.

Mr. Sweet moved to strike out "twenty-five," line 2, section 11, of the substitute, and insert the word "ten."

The motion did not prevail.

Mr. Jones, of Columbus, moved to strike out the word "public," line 1, section 11.

The motion did not prevail.

Mr. Murphy moved to strike out section 11 of the substitute and insert " on every billiard table fifty dollars."

Mr. Davis introduced a bill to charter the Central Rail Road of North Carolina.

Read first time and referred to the Committee on Internal Improvements.

Mr. Sweet, a bill to alter the times of holding the terms of the Superior Courts in the Third Judicial District.

Read first time and referred to the Committee on Judiciary.

Mr. Martindale, a bill to incorporate the North Carolina

Immigration and Land Company.

Read first time and referred to the Committee on Corporations.

Mr. Love, on the part of the Special Committee on Fisherics, reported favorably on Senate bill establishing standard weight of fish.

Mr. Cook, on the part of the Committee on Immigration, reported a bill for establishing a Bureau of Immigration.

Passed first reading.

Mr. Welker gave notice of his intention to introduce a bill to repeal first 6 sections of chapter 45 of the Revised Code.

Mr. White, of a bill for the relief of creditors and tax payers.

Mr. Davis introduced the following resolution:

Resolved, That the Public Printer be instructed to furnish each member of the Senate, as early as practicable, with ten copies of the bill entitled "An act to regulate proceedings before magistrates."

The resolution was adopted.

The hour of 2 o'clock, P. M., having arrived, the President declared the Senate adjourned.

FRIDAY, MARCH 19th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Thursday was read and approved.

Mr. Forkner, Chairman of the Special Committee, to whom was referred the language used by the Senators from Jackson and Carteret, was allowed to amend his report by adding "the language used by the Senator from Jackson."

Mr. Lassiter moved to reconsider the vote by which the Senate adopted the resolutions of censure in the cases of the Senators from Jackson and Carteret.

Mr. Barrow moved to lay the motion on the table.

On the motion to table, a quorum not voting, it was declared no vote.

Mr. Beeman called for the yeas and nays on the motion.

The call was sustained and the motion to table prevailed by the following vote:

YEAS—Messrs. Barrow, Beasley, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Long, Richardson, Respass, Smith, Stephens, White and Wynne—19.

NAVS—Messrs. Barnes, Beall, Beeman, Burns, Graham, Lassiter, Lindsay, Mason, Martindale, Melchor, Robbins, Scott, Shoffner, Winstead and Wilson—15.

Mr. Martindale moved a suspension of the rules to take up engrossed House bill to raise revenue.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Columbus, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Wynne, Winstead and Wilson—35.

Nays-Messrs. Hayes, Lassiter, Respass and White-4.

The question being on the amendment offered by Mr. Murphy, Mr. Moore, of Carteret, moved to amend the same by adding as follows, viz:

"Except those used in private dwelling houses where no compensation is charged."

The amendment to the amendment was rejected by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Burns, Cook, Davis, Eppes, Forkner, Graham, Hayes, Hyman, Moore of Carteret, Robbins and Sweet—15.

NAYS—Messrs. Barnes, Brogden, Blythe, Colgrove, Harrington, Jones of Columbus, Lassiter, Lindsay, Long, Love, Mason, Martindale, Moore of Yancey, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White, Wynne and Winstead—24.

The amendment of Mr. Murphy was divided.

The motion to strike out prevailed.

The motion to insert prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Jones of Columbus, Lassiter,

Lindsay, Long, Love, Mason, Melehor, Moore of Yaneey, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White, Wynne, Winstead and Wilson—29.

NAVS—Messrs. Barrow, Beeman, Bellamy, Cook, Forkner, Hayes, Harrington, Martindale, Moore of Carteret, Robbins and Sweet—11.

Mr. Barrow moved a reconsideration of the vote by which the Senate agreed to consider the vote by sections.

The motion was not sustained.

Mr. Smith moved to strike out all after the word "name," line 4, section 12, of the substitute down to and including the word "alone," in line 6.

Adopted.

Mr. Osborne moved to amend section 12 of the substitute by inserting after the word "name," in line 4, as follows, viz:

"Except games of ehess, backgammon, euchre, whist and dominoes."

Adopted.

Mr. Barnes moved to strike out the word "publie," in line 1, section 12, of the substitute.

Rejected.

Mr. Smith moved to strike out the word "fifty," in line 7, section 12, of the substitute, and insert "twenty-five."

Adopted.

Mr. Osborne moved the following as a substitute for the substitute offered by the Committee, viz:

"Every public bowling alley, whether called nine-pin or ten-pin alley, bowling saloon, bagatelle table, or place for any other game or play, without name, except games of chess, backgammon, dominoes, and private games of cards, there shall be a license of 'twenty dollars.'"

Adopted.

Mr. Cook moved to strike out section 13 of the substitute.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Colgrove, Cook, Eppes, Hayes, Moore of Carteret, Smith, Sweet and Wynne—9.

Navs—Messrs. Beall, Beasley, Beeman, Brogden, Burns. Blythe, Forkner, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Mason, Melchor, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Stephens, Welker, White, Winstead and Wilson—27.

Mr. Osborne moved to reconsider the vote just taken.

Mr. White moved to lay that motion on the table.

The motion to table prevailed.

Mr. Stephens moved to strike out "ten," in line 5, section 4, of the substitute, and insert "twenty."

Rejected.

Mr. Hayes moved to strike out in lines 3 and 4, section 14, of the substitute, the words "or other persons in this State." Rejected.

Mr. Stephens moved to strike out in section 15 of the substitute, all after the word "eredit," in line 8.

Mr. Stephens modified his amendment by striking out all after the word credit in line 8, section 14, of the substitute, down to line 15.

Adopted by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Bellamy, Blythe, Colgrove, Eppes, Forkner, Graham, Hayes, Hyman, Lassiter, Love, Mason, Martindale, Moore of Carteret, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—29.

Nays—Messrs. Barnes, Beeman, Brogden, Burns, Cook, Harrington, Jones of Columbus, Lindsay, Melchor and Smith—10.

Mr. White moved to strike out the words "one and one-half," in section 15 of the substitute, and insert "two fifths of one."

Mr. Forkner moved that the further consideration of the bill be postponed, and that it be referred to a Special Committee consisting of one from each Congressional District, and that the same Committee be instructed to report on Monday next.

On this motion Mr. Graham moved the previous question. On this motion Mr. Winstead called for the yeas and nays.

The call was sustained.

The motion for the previous question prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Burns, Blythe, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Long, Melchor, Moore of Yancey, Osborne, Richardson, Scott, Shoffner, Sweet and Winstead—21.

NAYS—Messrs. Beall, Beasley, Bellamy, Colgrove, Forkner, Jones of Columbus, Lindsay, Mason, Martindale, Moore of Carteret, Robbins, Smith, Stephens, Welker, White, Wynnc and Wilson—17.

The motion of Mr. White was rejected.

Mr. Cook moved a reconsideration of the vote by which the Senate refused to reconsider the vote by which the Senate agreed to consider the revenue bill by sections.

The motion prevailed.

The question being on the motion to reconsider, the same was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Columbus, Mason, Martindale, Moore of Carteret, Osborne, Robbins, Scott, Shoffner, Stephens, Sweet, Wynne, Winstead and Wilson—27.

NAVS—Messrs. Bellamy, Brogden, Burns, Harrington, I assiter, Lindsay, Long, Melchor, Moore of Yancey, Richardson, Smith, Welker and White—13.

The bill was read second time with the substitute.

Mr. Sweet called for the previous question on the passage of the substitute.

Agreed to.

The substitute was rejected by the following vote:

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Harrington, Lassiter, Martindale, Osborne, Shoffner, Wynne and Winstead—11.

Nays—Messrs. Barnes, Barrow, Beall, Beasley, Bellamy, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Columbus, Lindsay, Long, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, White and Wilson—28.

The bill passed second reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Love, Mason, Martindale, Moore of Carteret, Osborne, Richardson, Smith, Stephens, Sweet, Welker and Winstead—27.

NAYS—Messrs. Barnes, Brogden, Colgrove, Graham, Lindsay, Long, Melchor, Moore of Yancey, Robbins, Scott, Shoffner, White and Wynne—13.

The question being on the motion of Mr. Forkner to refer the bill to a Special Committee of one from each Congressional District, the President decided that to entertain the motion, the rules must be suspended.

Whereupon, the rules were suspended by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Bellamy, Burns, Colgrove, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Robbins, Scott, Stephens, Welker and Wilson—27.

NAYS—Messrs. Beeman, Brogden, Blythe, Cook, Graham, Lassiter, Lindsay, Osborne, Shoffner, Smith, Sweet, White, Wynne and Winstead—14.

When the motion of Mr. Forkner prevailed.

The hour of two o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

The President announced the following Committee called for by the motion of Mr. Forkner:

1st Congressional District, Mr. Barrow.

2d " Mr. Brogden.

3d " Mr. Jones, of Columbus.

4th " Mr. Graham.

5th " Mr. Welker.

6th " Mr. Osborne.

7th " Mr. Moore, of Yaneey.

Leaves of absence were granted as follows:

To Mr. Hyman until Tuesday next.

To Mr. Stephens for one week.

To Mr. Osborne until Tuesday next.

To Mr. Eppes until Tuesday next.

Mr. Hyman, for the Committee on Education, reported favorably on the following bills:

Engrosed House bill to incorporate the Washington School Board.

Engrossed House bill to incorporate the Jackson School in Smithfield.

Mr. Wilson introduced a bill to incorporate the Union Lodge, No. 173, of A. Y. M., in the County of Forsyth.

Read first time and placed on the calendar.

Senale bill to charter the Bank of Cumberland was read second time and tabled.

Senate resolution concerning the Piedmont Rail Road passed second reading.

Senate bill to authorize and require the Commissioners of Warren County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—37.

NAY-Mr. Robbins-1.

Engrossed House bill to authorize the Commissioners of Halifax County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—35.

NAY-Mr. Robbins-1.

Senate bill to amend an act to amend the charter of the Richmond Manufacturing Company was read second time.

The amendment offered by the Committee was adopted.

Mr. Jones, of Columbus, moved to insert the words, "and paid in," after the word "subscribed," in section 2.

The amendment was rejected.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Burns, Cook, Davis, Eppes, Forkner, Hayes, Har-

rington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—35.

NAY-Mr. Jones of Columbus-1.

Engrossed House bill to incorporate the Cape Fear Insurance Company of Wilmington, was read second time, and

On motion of Mr. Moore of Carteret, was recommitted to the Committee on Corporations.

Engrossed House bill to incorporate the Joseph C. Abbott Fire Relief Association of Wilmington, was read second time.

The amendment reported by the Committee on Corporations, viz: to strike out in section 3 the words "jury and," was rejected, when the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Becman, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale Melchor, Moore of Carteret, Moore of Yancey, Osborne, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—35.

NAYS-Mr. Jones of Columbus-1.

Senate bill to incorporate the Old North State Insurance Company was read second time.

Mr. Hayes moved to amend by inserting two new sections. Adopted.

Mr. Winstead moved to amend by adding the following names:

Jno. B. Cook, G. Z. French, L. G. Estes, Victor C. Barringer, P. A. Wilson, Edwin G. Reade, I. G. Lash, Rufus McAden, H. W. Fries, J. W. Osborne, R. P. Dick, F. G. Martindale.

The amendment was adopted.

Mr. Winstead moved the previous question on the passage of the bill.

The motion was sustained.

The bill passed second reading.

The bill was read third time.

Mr. Moore, of Carteret, moved to adjourn.

The motion did not prevail by the following vote:

YEAS—Messrs. Brogden, Burns, Colgrove, Davis, Hayes, Jones of Columbus, Jones of Wake, Lassiter, Long, Moore of Carteret, Moore of Yaneey, Richardson, Smith, Welker and White—15.

Nays—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Cook, Eppes, Forkner, Harrington, Hyman, Lindsay, Mason, Martindale Melehor, Osborne, Robbins, Scott, Shoffner, Stephens, Winstead and Wilson—21.

Mr. Stephens moved the previous question on the passage of the bill, on the third reading.

The motion prevailed when the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Eppes, Forkner, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Mason, Melehor, Moore of Yancey, Robbins, Scott, Shoffner, Stephens, Sweet and White—22.

Nays—Messrs. Burns, Colgrove, Davis, Hayes, Jones of Columbus, Long, Moore of Carteret, Richardson, Smith and Welker—10.

Mr. Jones moved a reconsideration of the vote just taken.

Mr. Moore, of Carteret, moved to adjourn.

The motion to adjourn was lost.

Mr. Stephens moved to lay the motion to reconsider on the table.

The motion to table prevailed.

Mr. Moore, of Carteret, renewed his motion to adjourn.

The motion was again rejected.

Engrossed House bill to establish the Wilmington Water Works Company was read second time.

The amendment reported by the Committee on Corporations, viz: insert after the word "continue," section 1, the words "for the term of 99 years," was adopted.

Mr. Hayes moved to add to the list of incorporators the names of O. H. Galloway and G. W. Price.

Adopted.

When the bill passed second and third readings.

The following is the vote on the third reading.

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Burns, Davis, Eppes, Forkner, Hayes, Harrington, Lassiter, Lindsay, Long, Mason, Melehor, Moore of Carteret, Moore of Yancey, Riehardson, Robbins, Seott, Shoffner, Smith, Stephens, Sweet, Welker and Wilson—27.

Nays—Messrs. Cook and Jones of Columbus—2.

Resolution in favor of J. J. Moore, of Granville, passed second reading and was read third time, when

Mr. Lassiter moved to strike out "March" and insert "August."

Pending which, the Senate on motion of r. B eeman adjourned.

SATURDAY, March 20th, 1869.

The Senate met at 10 o'eloek.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Brogden reported favorably on engrossed House bill to authorize the Commissioners of Rockingham to levy a special tax.

Also, engrossed House bill to ehange the County line between the Counties of Alleghany and Surry.

Mr. Beeman, from the Finance Committee, reported favorably upon engrossed House bill to authorize the Commissioners of Stanly County to levy a special tax.

Mr. Brogden, Chairman of the Finance Committee, reported

favorably on engrossed House resolution in favor of H. Morrison and R. R. McCall.

A message was received from the House of Representatives, transmitting a bill to incorporate the Raleigh Co-operative Land Association.

Read first time.

Mr. Sweet moved to suspend the rules and put the bill upon its passage.

The yeas and nays were ordered, and the motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Burns, Davis, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Mason, Melehor, Moore of Carteret, Moore of Yancey, Robbins, Seott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne and Winstead—27.

NAYS-Messrs. Barnes, Beasley, Bellamy and Wilson-4.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Beasley, Beeman, Brogden, Burns, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Riehardson, Robbins, Seott, Shoffner, Smith, Stephens, Sweet, White, Winstead and Wilson—31.

Navs-Messrs. Bellamy and Jones of Columbus-2.

Mr. Hayes moved to suspend the rules to take up bill to incorporate the New Hanover Laborers' Association, and ealled for the yeas and nays.

Not sustained.

The motion to suspend the rules did not prevail.

A message was received from the House of Representatives, transmitting the following bills and resolutions:

Bill in reference to the issue of bonds for the Western Rail Road Company.

Read first time and referred to the Committee on Finance.

Also, a resolution in favor of Needham Price.

Read first time and referred to the Committee on Claims.

Engrossed House bill to abolish the toll-gate on the north end of Little River Turnpike Road.

Read first time and referred to the Committee on Propositions and Grievances.

Engrossed House bill to sell the Town Commons in the Town of Edenton.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to lay off a public road in Davie and Davidson Counties.

Read first time and referred to the Committee on Corporations.

Engrossed House bill in favor of William Fields, late Sheriff of Lenoir.

Read first time and referred to the Committee on Propositions and Grievances.

Engrossed House bill to extend the corporation limits of Rutherfordton.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to incorporate the State Homestead Association.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to prevent the hunting of wild fowl with fire in Carteret and other Counties.

Read first time and referred to the Committee on Propositions and Grievances.

Engrossed House bill to incorporate Star Hope Lodge of Good Templars.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to incorporate the North Carolina Iron and Steel Company.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to incorporate Taylorsville.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to authorize the construction of a public road and toll bridge in Cleveland County.

Read first time and referred to the Committee on Internal Improvements.

Engrossed House bill to prevent the felling of trees in Contentnea Creek.

Read first time.

A motion to suspend the rules, by Mr. Barnes, did not prevail.

The bill was then referred to the Committee on Propositions and Grievances.

Engrossed House bill to allow the Sheriff of Polk County to eollect arrears of taxes.

Read first time and referred to the Committee on the Judiciary.

Engrossed House bill to authorize the Commissioners of Wilson County to levy a special tax.

Read first time and reterred to the Committee on Finance.

Engrossed House resolution in favor of A. L. Parton, of Maeon County.

Read first time and referred to the Committee on Finance. Engrossed House bill to extend the corporate limits of the Town of Goldsboro'.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to incorporate the Town of Ridgeway. Read first time and referred to the Committee on Corporations.

Engrossed House bill to authorize the Commissioners of Maeon County to levy a special tax.

Read first time and referred to the Committee on Finance.

Engrossed House bill to amend the charter of the Town of Washington.

Read first time and referred to the Committee on Corporations.

Mr. Welker moved to suspend the rules to take up Senate bill to incorporate the New Hanover Laborers' and Farmers' Association.

The yeas and nays were ordered, and the motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Bellamy, Brogden, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Moore of Carreret, Moore of Yancey, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne and Winstead—34.

NAYS-None.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Beasley, Beeman, Brogden, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Riehardson, Robbins, Scott, Shoffuer, Smith, Stephens, Sweet, Welker, White, Wynne and Winstead—34.

NAYS-None.

Mr. Martindale moved to suspend the rules to take up a bill to incorporate the Plymouth and Washington Rail Road Company.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Colgrove, Davis, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Martindale, Osborne, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, White and Winstead—26.

NAYS—Messrs. Long, Moore of Yaneey, Shoffner and Wilson—4.

A message was received from the House of Representatives, transmitting engrossed House bill to extend the corporate limits of the Town of Fayetteville.

Read first time and referred to the Committee on Corporations.

The bill in relation to the Washington and Plymonth Rail Road was read second time.

The amendment, of the Committee on Internal Improvements, to strike out the word "practicable," and insert "direct," and strike out the word "nine," and insert "seven," was adopted.

Mr. Shoffner moved to amend the bill by submitting the bill to a vote of the people.

Lost.

The bill passed second reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Bnrns, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Martindale, Moore of Yaneey, Richardson, Seott, Smith, Stephens, White, Wynne and Winstead—21.

NAYS—Messrs. Barnes, Barrow, Beall, Brogden, Jones of Columbus, Long, Moore of Carteret, Robbins, Shoffner, Sweet and Welker—11.

Mr. Welker gave notice of a bill to incorporate the Greensboro' Land Co-operative Society.

Senate bill to provide for the building of a Rail Road from Edenton, North Carolina, to Suffolk, Virginia, was taken up.

Mr. Shoffner moved to amend the bill by submitting it to a vote of the people.

The amendment was lost by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Long, Melchor, Robbins, Shoffner, Sweet, Welker and Wilson—11.

NAYS—Messrs. Beasley, Beeman, Burns, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Martindale, Richardson, Scott, Smith, Stephens, White, Wynne and Winstead—20.

The bill passed second reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Burns, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Martindale, Moore of Yancey, Richardson, Scott, Smith, Stephens, Welker, White, Wynne and Winstead—22.

NAYS—Messrs. Barnes, Barrow, Beall, Brogden, Jones of Columbus, Melchor, Moore of Carteret, Robbins, Shoffner, Sweet and Wilson—11.

Mr. Martindale moved to suspend the rules to take up the Chatham, University, Plaster Banks, and Dan River Rail Road bills.

The vote stood, yeas 24, nays 10.

A majority of the whole number of Senators not voting in the affirmative, the motion was lost by the following vote:

YEAS—Messrs. Beeman, Burns, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Martindale, Moore of Yaneey, Osborne, Richardson, Scott, Smith, Stephens, Sweet, Welker, White, Wynne and Winstead—24.

NAYS—Messrs. Barnes, Barrow, Beall, Brogden, Jones of Columbus, Long, Melehor, Moore of Carteret, Robbins, Shoffner and Wilson—10.

Mr. Barnes moved to reconsider the vote by which the Senate refused to suspend the rules.

Mr. Moore, of Carteret, moved to lay the motion to reconsider on the table.

Lost.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Burns, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Jones of Wake, Lassiter, Martindale, Moore of Yaneey, Riehardson, Scott, Stephens, Welker, White, Wynne and Winstead—20.

NAYS—Messrs. Barrow, Bellamy, Jones of Columbus, Long, Melehor, Moore of Carteret, Robbins, Shoffner and Wilson—9.

The motion to suspend the rules did not prevail by the following vote:

YEAS—Messrs. Burns, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Lassiter, Mason, Martindale, Moore of Yancey, Richardson, Scott, Stephens, Welker, White, Wynne and Winstead—20.

Navs—Messrs. Barnes, Barrow, Beall, Bellamy, Jones of Columbus, Long, Melchor, Moore of Carteret, Robbins, Shoffner and Wilson—11.

The hour for the Special Order having arrived, the resolution in favor of R. S. Tucker was taken up.

Mr. Brogden introduced a substitute for the resolution.

Mr. Davis moved the previous question.

Pending which the Senate, on motion, adjourned.

MONDAY, March 22d, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Barrow presented a petition from the citizens of Perquimans County in relation to the obstruction of the rivers in said County.

Read first time and referred to the Committee on Fisheries.

Mr. Hayes, for the Committee on Internal Improvements, reported favorably on Senate bill to charter the Central North Carolina Rail Road Company.

Mr. Smith, for the Committee on Internal Improvements, reported favorably on Senate bill to prohibit the sale of spirituous liquors within five miles of Rutherford Seminary.

Mr. Harrington, for the Committee on Agriculture and Mining, reported favorably on Scnate bill to incorporate the Robeson County Agricultural Society.

Mr. White, for the Committee on Education, reported favorably on Senate bill to require the Board of Education to invest the proceeds of sales and conversions into money.

Mr. Brogden, for the Committee on Finance, reported favorably on engrossed House resolution in favor of J. R. Gady; and engrossed House bill to allow the Commissioners of Riehmond County to levy a special tax.

The House of Representatives transmitted the following engrossed House bills, which were read first time and referred as stated:

Bill to allow the Commissioners of Yadkin County to levy a special tax.

To the Committee on Finance.

Bill to protect married women from wilful abandonment or neglect of their husbands.

To the Judiciary Committee.

Bill to enable County Commissioners to purchase County Bonds.

To the Committee on Finance.

Bill to authorize the Commissioners of Mitchell and Yancey Counties to levy a special tax.

To the Committee on Propositions and Grievanees.

Bill to provide for a special tax for the County of Perquimans.

Placed on the calendar.

Bill to incorporate the Albemarle Loan and Trust Company.

To the Committee on Corporations.

Bill to authorize the Commissioners of Halifax County to force the collection of taxes.

To the Judiciary Committee.

Bill to provide for a special tax for the County of Beaufort.

To the Committee on Finance.

Bill to provide forms in civil proceedings before Justices of the Peace.

To the Judiciary Committee.

The House of Representatives also transmitted the report of the Joint Committee of investigation of the office of the State Treasurer with a proposition to print 400 copies of the same.

The Senate concurred in the proposition to print by the following vote:

YEAS—Messrs. Barnes, Bellamy, Brogden, Colgrove, Davis, Galloway, Harrington, Jones of Columbus, Lassiter, Mason, Melchor, Riehardson, Scott, Smith, Stephens, Winstead and Wilson—17.

NAYS—Messrs. Barrow, Beall, Beasley, Cook, Graham, Lindsay, Long, Love, Moore of Carteret, Robbins, Sweet, Welker and White—13.

Mr. Davis introduced a bill to incorporate the Germania Land Company.

Read first time and referred to the Committee on Corporations.

Mr. Hayes, a bill to provide for the payment of the burial expenses of the late Hon. D. J. Rich.

Read first time and placed on the calendar.

Also, a bill to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road Company.

Read first time and referred to the Committee on Internal Improvements.

Also, a petition from the citizens of Robeson and Riehmond Counties for a new County.

Referred to the Committee on Propositions and Grievances. Senate bill entitled a general incorporation act was made a Special Order for Wednesday next at 11 o'clock.

On motion of Mr. Barrow, the rules were suspended and Senate bill in relation to fisheries was taken up.

On motion of Mr. Barrow, the word "two" was stricken out of section three and "five" inserted.

Mr. Forkner offered an additional section, which was adopted by the following vote:

YEAS-Messrs. Barrow, Beall, Beasley, Bellamy, Brogden,

Colgrove, Cook, Davis, Forkner, Hayes, Long, Love, Martindale, Moore of Carteret, Smith, Stephens, Sweet, Welker, White and Winstead—20.

NAYS—Messrs. Barnes, Burns, Graham, Lassiter, Lindsay, Melehor, Richardson, Robbins, Scott, Shoffner and Wilson—11.

Mr. Richardson moved to strike out the words "or other obstruction," in section 6, line 5.

Not agreed to.

Mr. Barrow moved to strike out the words "after the first day of January, 1870," in lines 1 and 2, section 9.

Adopted.

Mr. Barrow moved to strike out the words "or in Chowan River," line 5, section 9, and insert "nor in any of the rivers of this State after the 10th day of May."

Adopted.

Mr. Hayes moved to strike out the words "aetual resident," line 5, section 1.

The President ratified:

Act authorizing the North Western North Carolina Rail Road Company to receive subscriptions in lands and to the capital stock of the Company.

Aet in regard to proceedings before Magistrates.

Act authorizing the Commissioners of Anson County to levy a special tax.

Act to amend an act to incorporate the Atlantic Fire Company, No. 1, in the Town of Newbern.

Resolution appointing a Committee to investigate the affairs of the Albemarle and Chesapeake Canal Company.

Resolution in relation to printing.

Act to incorporate the Woodlawn Cotton and Woolen Manufacturing Company.

Act to incorporate the Town of Lillington.

Aet to incorporate Riehland Lodge.

Act to incorporate Cobb Lodge.

Act to authorize Samuel R. Bunting to collect arrears of taxes.

Act to incorporate the Town of Lumberton.

Act to incorporate the Yellow Mountain Bridge Company. Act to incorporate the Loekville Manufacturing Company.

Act to incorporate the Davidson Rail Road Company.

Act to empower W. T. Rhodes, R. M. Orrell and others to remove obstructions out of the Cape Fear River between Fayetteville and Northington's Dam.

Act to suspend the Code of Civil Procedure in cartain cases. The hour of 2 o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

The unfinished business, being the consideration, on second reading, of Senate bill to prevent the destruction of fish in the waters of North Carolina, was taken up.

The question was on the motion of Mr. Hayes to strike out the words "actual resident," line 5, section 1.

The amendment was rejected.

Mr. Beasley moved to strike out the word "fish," line 2, section 9, and the word "or," line 2, same section.

Adopted.

Mr. Lindsay moved to add the following to the amendment of Mr. Forkner previously adopted, viz:

"If in any County in this State it shall be necessary to build a slope, on any dam already erected, it shall be by a tax levied on all the taxable property of said County."

The amendment was rejected.

Mr. White moved to strike out "first," in section 9, line 5, and insert "fifth."

On the adoption of this amendment, Mr. Moore, of Carteret, demanded the previous question.

On the demand for the previous question, Mr. Beasley called for the yeas and nays.

The call was sustained, and the demand for the previous question was rejected by the following vote:

YEAS—Messrs. Barrow, Bellamy, Davis, Forkner, Hayes, Jones of Columbus, Jones of Wake, Lindsay, Love, Melchor, Moore of Carteret and Winstead—12.

NAYS—Messrs. Beall, Beasley, Burns, Harrington, Lassiter, Long, Mason, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Smith, Welker, White and Wilson—17.

Mr. Moore, of Carteret, moved lay the bill on the table.

The motion was not sustained.

The amendment offered by Mr. White was rejected.

The bill, as amended, passed second reading, and was read third time.

Mr. Moore, of Carteret, moved to strike out section 9.

Not agreed to.

Mr. White moved to strike out section 11.

The motion was not sustained.

Mr. Beeman moved to postpone indefinitely.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beeman, Burns, Cook, Graham, Lassiter, Lindsay, Melehor, Moore of Carteret, Riehardson, White, Winstead and Wilson—13.

NAVS—Messrs. Barrow, Beall, Beasley, Bellamy, Davis, Forkner, Hayes, Harrington, Jones of Columbus, Jones of Wake, Long, Love, Mason, Martindale, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens and Welker—22.

Mr. Martindale moved the previous question on the passage of the bill.

The motion prevailed.

When the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beasley, Bellamy, Davis, Forkner, Harrington, Jones of Columbus, Jones of Wake, Long, Martindale, Respass, Scott, Shoffner, Smith, Stephens and Welker—17.

NAYS—Messrs. Barnes, Beeman, Burns, Graham, Lassiter, Lindsay, Love, Melchor, Moore of Carteret, Richardson, Robbins, White, Winstead and Wilson—14.

Mr. Moore, of Carteret, moved a suspension of the rules to take up engrossed House bill to lay off the homestead and personal property exemption.

The motion did not prevail.

Mr. Jones, of Wake, gave notice of his intention to introduce a bill in favor of M. M. Williams, of Wake County.

Mr. Hayes, for the Committee on Internal Improvements, reported favorably on Senate bill to charter the Scotland Neck and Weldon Rail Road and Steamboat Company.

Mr. Love gave notice of his intention to introduce a bill in relation to criminals.

Mr. Shoffner, of a bill submitting certain acts of the Legislature to a vote of the people.

Senate bill authorizing the State to build a Rail Road from the City of Wilmington to Plymouth was read third time.

Mr. Martindale moved to amend section 2 as follows: In line 5 strike out the words "one for" and "one as."

Adopted.

Mr. Hayes moved to strike out all after the word "each," section 10, line 7.

Rejected.

Mr. Davis moved to strike out "two" and insert "three," section 10, line 8.

The amendment was rejected by the following vote:

YEAS—Messis. Beasley, Beeman, Cook, Davis, Forkner, Hayes, Jones of Wake, Lassiter, Martindale, Murphy, Respass, Scott, Smith, Stephens, White and Winstead—16.

NAYS-Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Graham, Harrington, Jones of Columbus, Long, Love, Mason,

Melchor, Moore of Carteret, Riehardson, Robbins, Shoffner, Welker and Wilson—18.

Mr. Martindale moved to strike out "two" and insert "five." Adopted by the following vote:

YEAS—Messrs. Beasley, Beeman, Cook, Davis, Forkner, Hayes, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Murphy, Respass, Scott, Smith, Stephens, White and Winstead—17.

'Navs -Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Graham, Harrington, Jones of Columbus, Long, Love, Mason, Melchor, Robbins, Shoffner, Welker and Wilson-16.

Mr. Martindale moved the previous question on the passage of the bill on its third reading.

The motion prevailed.

When the bill passed third reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Burns, Cook, Davis, Forkner, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Murphy, Respass, Scott, Smith, Stephens, White and Winstead—20.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Graham, Jones of Columbus, Long, Melchor, Robbins, Shoffner, Welker and Wilson—12.

Engrossed House bill entitled "proceedings in habeas corpus," passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Cook, Davis, Forkner, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melehor, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White, Winstead and Wilson—33.

NAYS-None.

Engrossed House bill, entitled "proceedings upon impeachment," passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Cook, Davis, Forkner, Graham, Harrington, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Mel-

chor, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White, Winstead and Wilson—32.

Nay-Mr. Beeman-1.

Senate bill to construct a Rail Road from Edenton to Suffolk passed third reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Burns, Cook, Davis, Forkner, Harrington, Jones of Wake, Lassiter, Love, Martindale, Murphy, Respass, Scott, Smith, Stephens, Welker, White and Winstead—19.

Navs—Messrs. Barnes, Beall, Brogden, Graham, Jones of Columbus, Long, Melchor, Robbins, Shoffner and Wilson—10.

Mr. Davis moved to adjourn.

Not agreed to.

The following bills passed second reading:

Engrossed House bill to amend the Code of Civil Procedure.

Code bill concerning guardian and ward.

Code bill to amend chapter 48 of the Revised Code entitled "fences."

Senate bill to protect suffrage.

Senate bill to amend chapter 2, section 5, of an act concerning the government of Counties.

Engrossed House bill making certain amendments to the Code of Civil Procedure.

Senate bill to define and punish bribery.

Senate bill to confer power upon the Commissioners of Counties.

Engrossed House bill to amend section 137, chapter 8, of the Code of Civil Procedure.

Engrossed House bill to amend chapter 8 of the Code of Civil Procedure.

Engrossed House Bill to amend an act concerning the Register of Deeds.

Senate bill to allow attorneys to practice in the Superior Courts under County Court licenses was read second time, and,

on motion of Mr. Moore, of Carteret, was indefinitely post-poned.

Senate resolution to amend rule two of the Rules of Order of the Senate was read second time, and, on motion of Mr. Graham, was laid on the table.

Engrossed House bill to declare persons of color competent to testify in all cases, and for other purposes, was read second time, and, on motion of Mr. Winstead, was laid on the table.

Senate bill to establish the line between the Counties of Alamance and Chatham was read second time.

Mr. Moore, of Carteret, moved to postpone the bill indefinitely.

The motion did not prevail by the following vote:

YEAS—Messrs. Beeman, Bellamy, Burns, Cook, Davis, Harrington, Jones of Wake, Lindsay, Moore of Carteret, Stephens and Wilson—11.

Nays—Messrs. Barnes, Bcall, Beasley, Brogden, Forkner, Graham, Jones of Columbus, Long, Love, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Smith, Welker, White and Winstead—19.

On motion of Mr. Moore, of Carteret, the Senate adjourned.

TUESDAY, March 23d, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Forkner, on the part of the Committee on Internal Improvements, reported, with amendments, Senate bill entitled an act supplemental to an act to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road Company, ratified on the 29th day of January, 1869.

Mr. Cook, for the same Committee, reported, with amendments, engrossed House bill authorizing a public road and toll bridge in the County of Cleveland.

Mr. Brogden, for the Committee on Finance, reported favorably on engrossed House bill to give Clay County the benefit of her own bonds.

Also, engrossed House bill to authorize the Commissioners of Robeson County to levy a special tax.

Mr. Barrow, on the part of the Special Committee, to whom was referred engrossed House bill to raise revenue, reported the same with amendments.

Mr. Cook moved that the rules be suspended for the consideration of the bill.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Burne, Colgrove, Cook, Davis, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Welker, Winstead and Wilson—35.

Nav-Mr. Respass-1.

When Mr. Lindsay moved to print and postpone until tomorrow, at 11 o'clock.

Mr. Colgrove moved the previous question on the motion to postpone.

The motion to postpone was rejected by the following vote: YEAS—Messrs. Beall, Burns, Hayes, Harrington, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Melchor, Moore of Carteret, Richardson, Respass, Robbins, Scott, Smith and White—17.

NAYS—Messrs. Barnes, Barrow, Beeman, Brogden, Colgrove, Cook, Davis, Forkner, Galloway, Graham, Jones of Columbus,

Long, Love, Martindale, Murphy, Osborne, Shoffner, Stephens, Welker, Winstead and Wilson—21.

The bill was then read third time by sections.

The amendments to section 2, reported by the Committee, was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Burns, Colgrove, Cook, Davis, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Riehardson, Respass, Scott, Stephens, Welker, White, Wynne, Winstead and Wilson—29.

NAVS—Messrs. Beall, Graham, Hayes, Harrington and Shoffner -5.

Mr. Hayes moved to amend section 2 by striking out the following words in lines 12 and 13, viz:

"Or who may become indebted to him before the expiration of the calendar year."

The amendment was rejected by the following vote:

YEAS—Messrs. Graham, Hayes, Harrington, Legg, Lindsay, Martindale, Riehardson, Scott, Shoffner, Smith, Stephens and Wynne—12.

Nays—Messrs. Barrow, Beall, Beeman, Burns, Colgrove, Cook, Davis, Jones of Columbus, Jones of Wake, Lassiter, Long, Love, Mason, Moore of Carteret, Murphy, Osborne, Respass, Robbins, Welker, White, Winstead and Wilson—22.

Mr. Robbins moved to amend section 2 by adding after the word "year," line 13, the following, viz:

"Upon a contract existing at the time of the garnishment."

Not adopted.

The amendment offered by the Committee to section 3 was adopted.

The amendments proposed by the Committee to Class 1 were adopted.

Mr. Robbins moved to add the following proviso to Class 1 as amended:

"Provided, That all taxes for State and County purposes imposed on real and personal property in addition to the special taxes authorized by the General Assembly, shall in no case exceed two-thirds of one per cent."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Cook, Graham, Harrington, Jones of Wake, Lindsay, Long, Love, Mason, Melchor, Richardson, Respass, Robbins, Scott, Shoffner, Smith, White and Wilson—19.

Navs—Messrs. Barrow, Beeman, Bellamy, Burns, Colgrove, Davis, Golloway, Jones of Columbus, Legg, Martindale, Moore of Carteret, Murphy, Osborne, Stephens, Welker, Wynne and Winstead—17.

The amendments offered by the Committee to Class 2, Schedule A, were divided.

The amendment to strike out the word "net," in line 1, and insert the word "gross," was rejected by the following vote:

YEAS—Messrs. Barrow, Bellamy, Burns, Colgrove, Davis, Jones of Columbus, Jones of Wake, Mason, Martindale, Moore of Carteret, Murphy, Osborne, Respass, Welker, Wynne and Winstead—16.

Nays—Messrs. Barnes, Beall, Beeman, Cook, Graham Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Melchor, Richardson, Robbins, Scott, Shoffner, Smith and Stephens—19.

The amendment to strike out all atter the word "taxed" in line 2, to and including the word "profit" in line 7, was adopted.

The amendment to strike out all after the word "year" in

line 9, to and including the word "one" in line 11, and insert "there shall be a tax of two and one-half," was adopted.

As recommended by the committee, section 2 was stricken out.

Mr. Robbins moved to amend Schedule B, section 2, by striking out the words "for each County."

The amendment was adopted.

Mr. Lindsay moved to amend section 3, line 2, Schedule B, by striking out the words "except painting and statuary."

The amendment was adopted.

Mr. Bellamy moved to amend section 4, Schedule B, by striking out the words "for each County" in line 2.

The motion prevailed.

On motion of Mr. Robbins, the words "for each County," line 5, section 5, Schedule B, were stricken out.

Mr. Hayes moved to amend section 6, Schedule B, line 1, by striking out the word "public."

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Bellamy, Galloway, Graham, Hayes, Jones of Wake, Legg, Lindsay, Love, Melchor, Murphy, Richardson, Respass, Robbins, Scott and Wynne—19.

Nays—Messrs. Davis, Harrington, Jones of Columbus, Long, Martindale, Moore of Carteret, Shoffner, Smith, Welker, White and Wilson—11.

Mr. Love, moved to amend section 6, line 4, Schedule B, by striking out "ten," and inserting "fifty."

The motion did not prevail.

Mr. Robbins moved to insert the word "absent," before "living," line 3, section 6, Schedule B.

The motion did not prevail.

Mr. Smith moved to strike out section 6, Schedule B.

The motion did not prevail.

Mr. Hayes moved to amend section 7, Schedule B, by striking out all after the word "enterprises," line 1, down to and including the word "State," in line 4,

Not adopted.

Section 8, Schedule B, was stricken out as recommended by the Committee.

The amendments recommended by the Committee to sections 11, 12 and 13, Schedule B, were adopted.

As recommended by the Committee, section 26 Schedule B, was substituted for section 14.

The Committee proposed to amend section 27 of the original bill by offering a substitute which would be styled section 15.

Mr. Barrow moved to amend the amendment offered by the Committee as follows: "strike out all after "liquor," section 27, line 1, down to and including the word "sales," in line 4, and insert as follows:

SEC. 15. Every person distilling spirituous liquors shall pay a tax of twenty-five per cent. on the cost value of the liquors distilled.

Mr. Barnes moved to amend the amendment by adding to the amendment as follows: "from grain, and ten per eent. on liquors distilled from fruit."

The amendment offered by Mr. Barnes was adopted by the following vote:

YEAS—Messrs. Barnes, Beasley, Bellamy, Burns, Cook, Graham, Hayes, Harrington, Jones of Wake, Lassiter, Lindsay, Love, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Smith, Stephens, Winstead and Wilson—22.

NAYS—Messrs. Barrow, Colgrove, Davis, Jones of Columbus, Martindale, Moore of Carteret, Shoffner, Welker and White—9.

Mr. Barrow moved to amend the substitute by inserting after the word "grain," the following words: "potatoes, molasses and sugar cane."

The amendment was adopted.

Mr. Barrow moved to amend the substitute by striking out

"pay a tax of ten per cent. on every pound," and by adding as follows:

"Shall pay a tax of twenty-five per cent on the eash value of tobacco manufactured."

Mr. Stephens moved to amend the amendment by striking out all after the word "tax," and insert "of five per cent. on his purchases of leaf tobacco."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Burns, Cook, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Martindale, Melehor, Murphy, Richardson, Respass, Robbins, Scott, Smith, Stephens, White, Wynne, Winstead and Wilson—26.

NAYS-Mcssrs. Colgrove, Davis, Long and Welker-4.

The section, as amended, was adopted.

Mr. Barrow moved to strike out the words "for eash or on credit," line 7, section 14, Schedule B.

The amendment was adopted.

Also to strike out "two-fifths" in line 5, section 14, and insert "seven-twentieths."

The motion prevailed.

The amendments reported by the Committee to the section were adopted.

Pending the consideration of the amendment offered by the Committee to section 16,

Mr. Barrow moved that the Senate take a recess until $7\frac{1}{2}$ o'clock, this P. M.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Burns, Cook, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Long, Martindale, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Stephens, Welker, White and Winstead—25.

NAYS—Messrs. Bellamy, Colgrove, Davis, Lassiter, Lindsay, Smith, Wynne, and Wilson—8.

When the President declared the Senate adjourned until 7½ o'clock, this P. M.

EVENING SESSION.

The Senate met at 7½ o'eloek.

The President in the Chair.

The unfinished business, being the amendments reported by the Committee to section 16 of engrossed House bill to raise revenue, the same were adopted.

The amendment proposed by the Committee to sections 17, 18 and 19, Schedule B, were adopted.

Mr. White moved to amend section 19, by striking out "four," line 3, and inserting "ten."

The motion did not prevail.

Mr. Davis moved to strike out "four," and insert "five."

The motion prevailed.

The amendment proposed by the Committee to section 20 was adopted.

A new section to be entitled "section 23," proposed by the Committee, as follows, was adopted:

"Every horse or mule drover, or person who buy or receive horses or mules from another for sale, shall pay a tax of onehalf of one per eent. on each sale or profit made in exchange of horses or mules, due as soon as the sale is effected or profit by the exchange is received; and upon failure to pay such tax in every County in which he sells or exchanges for profit, he shall forfeit and pay one hundred dollars, which shall be colleeted by the Sheriff by distress or otherwise, one-half to his own use and the other half to the use of the State.

The amendments proposed by the Committee to section 23 of the original bill, was adopted.

Mr. Cook moved to insert the words "or agents" after the word "himself," in line 2, section 24.

The amendment was adopted.

Mr. Osborne moved to strike out "one," line 3, section 24, and insert "two."

The amendment was adopted.

The amendment reported by the Committee to section 24 was adopted.

Mr. Murphy moved to amend section 29 by striking out all after the word "dollars," line 1.

The amendment of the Committee, viz: to strike out section 29, was adopted.

The amendment proposed by the Committee to section 30 was adopted.

Mr. Graham offered a substitute for section 34.

The substitute was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Colgrove, Cook, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Murphy, Osborne, Robbins, Scott and Shoffner—17.

Navs—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Davis, Forkner, Jones of Columbus, Legg, Lindsay, Long, Love, Mason, Melchor, Richardson, Respass, Smith, Stephens, Welker, White, Winstead and Wilson—21.

The amendment offered by the Committee to section 34 was adopted.

Mr. Barrow moved to amend section 34, viz: by striking out all after the word "paragraph," line 13, and inserting as tollows:

[&]quot;Shall be deemed guilty of a misdemeanor, and, upon con-

viction thereof, shall be imprisoned at the discretion of the Court."

The amendment was adopted.

Mr. Hayes moved to strike out the entire section.

The motion did not prevail by the following vote:

YEAS—Messrs. Beeman, Burns, Cook, Galloway, Graham, Hayes, Harrington, Hyman, Lassiter, Long, Martindale, Moore of Carteret, Murphy, Richardson and Wilson—15.

NAYS—Messrs. Barnes, Barrow, Beall, Bellamy, Colgrove, Davis, Forkner, Jones of Columbus, Jones of Wake, Legg, Lindsay, Love, Mason, Melehor, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—23.

Mr. Cook moved to amend section 34 by striking ont the words "goods, wares or merchandise," in line 3.

The motion did not prevail.

Mr. Moore, of Carteret, moved to amend section 35, in line 6, by striking out the word "five" and inserting the word "three."

The motion did not prevail.

Mr. Davis moved to amend section 36 by striking out the word "three" and inserting "five."

Mr. Martindale moved to amend by inserting "two."

The question was divided.

The motion to strike out did not prevail by the following vote:

YEAS—Messrs. Barrow, Bellamy, Cook, Hayes, Legg, Martindale, Robbins, Welker, Winstead and Wilson—10.

NAYS—Messrs. Barnes, Beall, Beeman, Blythe, Davis, Forkner, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Love, Mason, Melchor, Moore of Carteret, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens and White—24.

Mr. Robbins moved to amend section 3, Schedule C, line 24,

by inserting after the word "laws," as follows: "or npon any process of a Court."

The amendment was adopted.

Mr. Robbins moved to amend section 24, Schedule C, by striking out "marriage licenses," line 4.

The motion failed.

Mr. Davis moved to strike out "one," line 3, and insert "three."

The motion was rejected.

Mr. White moved to amend section 5, Schedule C, line 9, by striking out "twenty-five" and inserting "one hundred."

The motion did not prevail.

Mr. Robbins moved to amend section 6 by striking out all after "taxes," line 4, down to and including "or," in line 5.

Mr. Robbins withdrew his amendment.

Mr. Shoffner moved the following as a new section to follow section 6, Schedule C, viz:

"This act shall be in force from and after its ratification."

The section was adopted.

Mr. Moore, of Carteret, moved the previous question.

The motion did not prevail.

On motion of Mr. Hayes, section 4, Schedule B, was transferred to Class 1.

Mr. White moved a reconsideration of the vote by which the Senate adopted the proviso to Class 1, offered by Mr. Robbins.

The motion prevailed.

The question being on the adoption of the proviso, Mr. Robbins moved to amend the amendment by striking out the words "in addition to" and inserting the words "exclusive of."

The amendment was adopted.

The proviso, as amended, was adopted by the following vote: YEAS—Messrs. Barnes, Beall, Beeman, Burns, Davis, Forkner, Graham, Harrington, Jones of Wake, Lindsay, Long, Love,

Martindale, Melehor, Murphy, Respass, Robbins, Scott, Shoffner, White and Wilson—22.

NAYS—Messrs. Barrow, Bellamy, Blythe, Colgrove, Hayes, Hyman, Jones of Columbus, Lassiter, Moore of Carteret, Osborne, Smith, Stephens, Sweet and Winstead—14.

When the bill was rejected on third reading by the follow-

ing vote:

YEAS—Messrs. Barrow, Bellamy, Burns, Colgrove, Davis, Forkner, Jones of Columbus, Lindsay, Martindale, Moore of Carteret, Respass, Shoffner, Smith, Welker and Winstead—15.

Navs—Messrs. Barnes, Beall, Beeman, Cook, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Long, Love, Melehor, Murphy, Osborne, Richardson, Robbins, Seott, Stephens, White and Wilson—22.

Mr. Cook moved a reconsideration of the vote just taken.

Mr. Galloway moved the previous question.

The motion was not sustained.

Mr. Moore, of Carteret, moved to adjourn.

The motion did not prevail.

Mr. Galloway moved the previous question on the motion to reconsider.

The motion prevailed.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Burns, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Martindale, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, White and Winstead—28.

NAVS—Messrs. Barnes, Beeman, Graham, Love, Melchor, Robbins and Wilson—7.

Mr. Moore, of Carteret, moved the previous question on the passage of the bill on its third reading.

Mr. Graham moved to adjourn.

The motion did not prevail.

The motion of Mr. Moore, of Carteret, prevailed.

When the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Bellamy, Burns, Colgrove, Cook, Davis, Forkner, Hyman, Jones of Columbus, Long, Martindale, Moore of Carteret, Murphy, Osborne, Respass, Seott, Shoffner, Smith, Stephens, Welker, White and Winstead—22.

Nays—Messrs. Barnes, Beall, Beeman, Galloway, Graham, Harrington, Lassiter, Lindsay, Love, Melchor, Richardson, Robbins and Wilson—13.

Mr. Moore, of Carteret, moved to adjourn.

The motion did not prevail.

Mr. Jones, of Columbus, moved to reconsider the vote by which the Senate passed on third reading engrossed House bill to raise revenue.

Mr. Hyman moved to lay the motion on the table.

The motion prevailed by the following vote:

YEAS—Messrs, Barrow, Beall, Bellamy, Burns, Colgrove, Cook, Davis, Forkner, Hayes, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melehor, Moore of Carteret, Respass, Shoffner, Smith, Stephens, Welker, White and Winstead—26.

NAYS—Messrs. Barnes, Beeman, Galloway, Graham, Harrington, Robbins and Wilson—7.

Mr. Hayes gave notice of a bill to incorporate the Albemarle and Asheboro' Rail Road Company.

On motion of Mr. Stephens, the Senate adjourned.

WEDNESDAY, March 24th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Moore, of Yancey, was allowed to record his name in the affirmative, on third reading of engrossed House bill to raise revenue.

Mr. Lindsay was allowed to change his name from the negative to the affirmative on engrossed House bill to raise revenue on third reading.

The House of Representatives notified the Senate of their concurrence in Senate bill authorizing the construction of a railroad through the Counties of Person, Caswell, Surry, Granville, &c.

And transmitted engrossed House bill to allow the Commissioners of Granville County to levy a special tax.

Read first time and referred to the Committee on Finance.

Mr. Brogden, from the Committee on Finance, reported favorably on engrossed House bill authorizing the Mayor and Commissioners of the Town of Fayetteville to fund interest on bonds.

Also, on Senate bill to anthorize the County Commissioners of the County of Martin to levy a special tax.

Mr. Jones, of Wake, from the Committee on Agriculture and Mining, reported favorably on engrossed House bill for the protection of planters.

The following notices of introduction of bills were given:

By Mr. Hyman, of a bill to incorporate the Warren County Joint Stock Company.

Mr. Bellamy, of a bill to allow Joseph Cobb, late Sheriff of Edgecombe County, to collect arrears of taxes.

Mr. Mason, a bill authorizing the County Commissioners of Gaston and Catawba Counties to k \(\gamma \) a special tax.

Mr. Love, of a bill relative to the Western Turnpike Road.

Mr. Jones, of Wake, of a bill to amend an act concerning the North Carolina Rail Road Company.

The following bills were introduced, read first time and referred as stated:

By Mr. Love, a bill in relation to criminals.

To the Judiciary Committee.

Mr. Davis, a bill to incorporate the Raleigh Trotting Park Association.

To the Committee on Agriculture and Mining.

Mr. Shoffner, a bill to submit certain acts to the people.

To the Judiciary Committee.

Mr. Moore, of Carteret, a bill to provide for the election of Commissioners of Navigation and Pilotage for the Port of Beaufort, North Carolina.

Placed on the calendar.

Mr. Hayes, a bill to incorporate the Ashboro' and Albemarle Rail Road Company.

To the Committee on Internal Improvements.

On motion of Mr. Davis, the rules were suspended for the consideration and passage of Rail Road bills by the following vote:

YEAS—Messrs. Beall, Beeman, Burns, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Moore of Yancey, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Smith, Stephens, Welker and Winstead—27.

Nays—Messrs. Barrow, Bellamy, Brogden, Graham, Jones of Columbus, Legg, Long, Melchor, Moore of Carteret and Shoffner—10.

Engrossed House bill to amend an act to incorporate the University Rail Road Company passed second and third readings.

The following is the votc on the third reading:

YEAS—Messrs. Beeman, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martin-

dale, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens and Sweet—27.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Legg, Long, Melchor, Moore of Carteret and Moore of Yancey—9.

Senate bill to incorporate the Fayetteville and New River Rail Road Company was read second time, when

Mr. Scott offered a substitute for the bill.

The substitute was adopted.

As amended, the bill passed second reading by the following vote:

YEAS—Messrs. Beeman, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Murphy, Richardson, Scott, Smith and Stephens—19.

NAVS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Graham, Jones of Columbus, Legg, Long, Mason, Melchor, Moore of Yancey, Respass, Robbins, Shoffner, Sweet and Wilson—17.

Senate bill to enable the Chatham Rail Road to complete its Road was read second time.

The Committee on Internal Improvements offered the following amendment, to be added to section 2, viz:

"That before the said Chatham Rail Road Company shall make or sell any portion of the first mortgage bonds authorized by sections 1 and 2 of this act, they shall deliver to the Public Treasurer a second mortgage upon all their estate, both real and personal, which they may now have or may hereafter have or acquire, between the City of Raleigh and the terminus of said Rail Road to the South Carolina line at or near Cheraw, South Carolina, said second mortgage bonds to be in all other respects the same as the first mortgage bonds, now held by the State, bearing the same interest and payable in the same manner."

Mr. Moore, of Yancey, moved to postpone the bill indefinitely.

Mr. Moore, of Carteret, moved the previous question.

The motion was not sustained.

When he moved to lay the bill on the table.

The motion to table was not sustained.

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Love, Mason, Martindale, Melchor, Richardson, Respass, Scott, Shoffner, Smith and Stephens—24.

NAYS—Messrs. Bellamy, Legg, Long, Moore of Carteret, Moore of Yancey, Robbins, Sweet, Welker and Wilson—9.

As amended, the bill passed second reading by the following vote:

YEAS—Messrs. Beeman, Burns, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Mason, Martindale, Richardson, Respass, Scott, Smith and Stephens—19.

NAYS—Messrs. Barnes, Bellamy, Brogden, Colgrove, Graham, Jones of Columbus, Legg, Long, Melchor, Moore of Carteret, Moore of Yancey, Robbins, Shoffner, Sweet, Welker and Wilson—16.

Mr. Sweet was allowed to record his name in the affirmative on the passage of engrossed House bill to raise revenue.

Engrossed House bill to amend the charter of the Tennessee River Rail Road Company was read second time.

Mr. Moore, of Carteret, moved to lay the bill on the table. The motion did not prevail by the following vote:

YEAS—Messrs. Brogden, Legg, Long, Moore of Carteret, and and Moore of Yancey—5.

Nays—Messrs. Barnes, Beeman, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Love, Martindale, Melchor, Richardson, Respass, Scott, Smith, Stephens, Sweet, Winstead and Wilson—26.

The bill passed second reading by the following vote:

YEAS—Messrs. Beeman, Cook, Davis, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Love, Martindale, Moore of Yancey, Richardson, Respass, Scott, Smith, and Stephens—17.

NAYS—Messrs. Barrow, Bellamy, Brogden, Graham, Jones of Columbus, Legg, Long, Melchor, Moore of Carteret, Shoffner, Sweet, Welker, Winstead and Wilson—14.

Senate bill to charter the Milton and Dan River Rail Road Company passed second reading, was read third time, and on motion of Mr. Respass, was indefinitely postponed.

A message was received from the House of Representatives, announcing the refusal of that body to concur in Senate amendments to engressed House bill to raise revenue.

On motion of Mr. Stephens, it was ordered that the Senate do not recede from Senate amendments, and that a Committee of conference be raised consisting of five on the part of the House of Representatives and three on the part of the Senate.

Engrossed House bill to amend an act to incorporate the Plaster Banks and Salt Works Rail Road Company, ratified May 30th, 1864, was read second time.

Mr. Forkner moved to strike out section 8 and all thereafter and insert a substitute for the same.

The amendment prevailed.

Mr. Forkner moved amendments to sections 1 and 2, which were adopted.

The hour of 2 o'clock having arrived, the President declared the Senate adjourned.

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EVENING SESSION.

The Senate met at 7½ o'eloek.

The President in the Chair.

Engrossed House bill to amend an act to incorporate the Plaster Banks and Salt Works Rail Road Company passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Burns, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Lindsay, Love, Mason, Melehor, Murphy, Osborne, Robbins, Welker, White, Winstead and Wilson—23.

NAYS—Messrs. Moore of Carteret, Respass and Smith—3. The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Burns, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Lassiter, Long, Love, Mason, Melehor, Murphy, Osborne, Richardson, Robbins, Scott, Shoffner, Stephens, Welker, White, Winstead and Wilson—27.

Navs—Messrs. Moore of Carteret, Respass and Smith—3.
Senate bill to charter the Central Rail Road of North Carolina passed second reading.

Mr. Cook moved to add the name of the Hon. Mr. Jordan to the list of incorporators.

Mr. Forkner moved to add the name of the Hon. Andrew Jackson Jones.

Mr. Moore, of Carteret, moved to lay the bill on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Brogden, Galloway, Moore of Carteret, Respass and Wilson—5.

Nays—Messrs. Barnes, Barrow, Beall, Beeman, Burns, Cook, Davis, Eppes, Forkner, Graham, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melehor, Murphy, Richardson, Robbins, Seott, Shoffner, Smith, Welker, White and Winstead—29.

The motion of Mr. Cook was rejected.

The motion of Mr. Forkner was rejected by the following vote:

YEAS—Messrs. Brogden, Forkner, Galloway, Graham, Lindsay, Martindale, Moore of Carteret, Murphy, Osborne, Respass, Shoftner and Wilson—12.

Nays—Messrs. Barnes, Barrow, Beall, Beeman, Bellamy, Burns, Cook, Davis, Eppes, Harrington, Love, Mason, Melchor, Richardson, Robbins, Scott, Smith, Welker, White, Wynne and Winstead—20.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Brogden, Burns, Davis, Forkner, Galloway, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White and Winstead—27.

NAYS—Messrs. Bellamy, Graham, Lindsay, Melchor, Moore of Carteret and Wilson—6.

Mr. Jones, of Columbus, moved a reconsideration of the vote just taken, and moved the previous question.

The motion for the previous question prevailed.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Brogden, Burns, Cook, Eppes, Galloway, Graham, Harrington, Jones of Columbus, Lassiter, Lindsay, Love, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, White and Wilson—26.

NAYS—Messrs. Barnes, Beeman, Davis, Hayes, Mason, Martindale, Melchor and Welker—8.

Mr. Jones, of Columbus, moved to add to the section next to the ratification clause, as follows, viz:

"Provided, The guage of said road shall be the same—4 feet 8½ inches—as that of the North Carolina Rail Road."

Mr. Moore, of Carteret, moved to lay the bill and amendment on the table.

Not agreed to.

When the amendment was adopted by the tollowing vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Burns, Cook, Davis, Eppes, Galloway, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melehor, Moore of Carteret, Mnrphy, Osborne, Respass, Robbins, Shoffner, Smith, Stephens, Welker, White and Wilson—29.

NAYS—Messrs. Beall, Bellamy, Mason and Winstead—4.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Bellamy, Burns, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Murphy, Richardson, Respass, Seott, Shoffner, Stephens, Welker, White, Winstead and Wilson—30.

NAYS—Messrs. Brogden, Melchor, Moore of Carteret and Robbins—4.

The President announced Messrs. Winstead, Osborne and Barrow as the Senate branch of the Joint Committee on Conference, on engrossed House bill to raise revenue.

The President ratified the following acts:

An act to continue in force and amend an act to authorize the County Commissioners of Cumberland County and the Town of Fayetteville to issue bonds for their indebtedness, ratified March 2d, 1867.

An act to authorize the construction of a Rail Road through the Counties of Granville, Person, Rockingham, Stokes and Surry.

On motion of Mr. Galloway, the Senate adjourned.

Courts in the Cities of A

THURSDAY, March 25th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Wednesday was read and approved.

Leave of absence was granted Mr. Beeman from and after Thursday next.

Mr. Brogden, for the Committee on Finance, repoted favorably on the following bills:

Engrossed House bill to authorize the Commissioners of Granville County to levy a special tax.

Engrossed House bill to allow the Commissioners of Transylvania County to levy a special tax.

Senate bill to prevent the sacrifice of State bonds.

Senate bill to tax Rail Road tickets for a special purpose.

Mr. Jones, of Wake, from the Committee on Agriculture and Mining, reported favorably on the following bills:

Senate bill to incorporate the Raleigh Trotting Park Association.

Code bill in relation to division fences.

Mr. Moore, of Carteret, from the Committee on Corporations, reported favorably on the following bills:

Senate bill to incorporate the Germania Land Company of North Carolina.

Senate bill to incorporate the North Carolina Immigration and Land Company.

Engrossed House bill to extend the corporate limits of the Town of Fayetteville.

Engrossed House bill to charter the Express Steamboat Company.

Mr. Osborne gave notice of his intention to introduce a bill to amend the charter of the Meeklenburg Female College.

The tollowing bills were introduced, read first time and referred as stated.

By Mr. Sweet, a bill to amend an act to establish Special Courts in the Cities of Wilmington and Newbern.

Placed on the ealendar.

By Mr. Bellamy, a bill authorizing the eollection of taxes in Edgecombe County for the years 1866-'67.

Placed on the ealendar.

Mr. Harrington, a bill to incorporate Pine Forest Lodge, No. 186, A. Y. M.

To the Committee on Corporations.

Mr. Jones, of Wake, a bill to amend an aet concerning the North Carolina Rail Road Company.

To the Committee on Internal Improvements.

Mr. Legg, a bill to authorize the County Commissioners of Brunswick County to levy a special tax.

To the Committee on Finance.

Mr. Jones, of Wake, a bill in favor of M. M. Williams, of Wake County.

To the Judieiary Committee.

Mr. Love, a bill to amend an act relative to the Western Turnpike Road leading from Asheville westward to Murphy, and thence by separate routes to the Georgia and Tennessee lines.

Passed third reading, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Brogden, Burns, Davis, Eppes, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melehor, Moore of Carteret, Murphy, Respass, Robbins, Scott, Smith, Sweet, Welker, Winstead and Wilson—30.

NAYS-None.

Mr. Respass introduced a resolution extending the time and giving further powers to the Committee on Banks.

Read first time and referred to the Committee on Finance.

Mr. Welker introduced a resolution in relation to per diem of members.

Mr. Respass moved to amend by striking out \$5 per diem and inserting \$7.

Mr. Jones, of Columbus, moved to lay the resolution on the table.

The motion was lost by the following vote:

YEAS—Messrs. Beeman, Burns, Forkner, Galloway, Hayes, Harrington, Jones of Columbus, Legg, Mason, Moore of Carteret, Richardson, Stephens and Wynne—13.

Nays—Messrs. Barnes, Barrow, Bellamy, Brogden, Cook, Davis, Eppes, Graham, Hyman, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Robbins, Scott, Shoffner, Smith, Welker, Winstead and Wilson—25.

Mr. Respass offered a substitute for the resolution. The substitute was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Davis, Eppes, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Osborne, Riehardson, Respass, Robbins, Shoffner, Smith, Welker, Winstead and Wilson—27.

Nays—Messrs. Beeman, Bellamy, Burns, Cook, Forkner, Galloway, Hayes, Murphy, Scott, Stephens and Wynne—11.

The resolution, as amended, was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Cook, Davis, Eppes, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Shoffner, Smith, Welker, Winstead and Wilson—31.

Nays—Messrs. Forkner, Galloway, Hayes, Legg, Moore of Carteret, Scott and Wynne—7.

Mr. Love moved a reconsideration of the vote just taken.

Mr. Respass moved to lay that motion on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Barrow, Davis, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Long, Mason, Martindale, Osborne, Respass, Robbins, Smith and Wilson—15.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Cook, Eppes, Forkner, Galloway, Hayes, Jones of Columbus, Legg, Lindsay, Love, Melchor, Moore of Carteret, Murphy, Richardson, Scott, Shoffner, Welker, Wynne and Winstead—24.

On the motion to reconsider the vote stood:

YEAS—Messrs. Beeman, Burns, Cook, Eppes, Forkner, Galloway, Hayes, Jones of Wake, Legg, Lindsay, Love, Melehor, Moore of Carteret, Murphy, Richardson, Scott, Shoffner, Wynne and Winstead—19.

Nays—Messrs. Barnes, Barrow, Bellamy, Brogden, Davis, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Mason, Martindale, Osborne, Respass, Robbins, Stephens, Welker and Wilson—19.

The President voting in the negative, the motion did not prevail.

Mr. Graham introduced a joint resolution in relation to the per diem and mileage of members.

Laid over under the rule.

Senate bill, supplemental to an act to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road Company, ratified January 29th, 1869, was read third time.

The amendments offered by the Committee on Internal Im-

provements were adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Becman, Brogden, Burns, Cook, Davis, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Love, Osborne, Richardson, Robbins, Scott, Smith, Wynne and Winstead—20.

NAVS—Messrs. Bellamy, Eppes, Galloway, Long, Melchor, Moore of Carteret, Shoffner, Stephens and Welker—8.

Engrossed House bill to lay off the homestead and personal property exemption was read second time and passed.

The House of Representatives transmitted the following cn-

grossed House bills and resolution, which were read first time and referred as stated:

Bill to incorporate the Wake County Co-operative Business Company.

To the Committee on Corporations.

Bill to prohibit the sale of intoxicating liquors in the Town of Marion.

To the Committee on Propositions and Grievances.

Bill to authorize the Commissioners of Washington and Rutherford Counties to levy a special tax.

To the Committee on Finance.

Bill to authorize the County Commissioners of Sampson County to levy a special tax.

To the Committee on Finance.

Resolution concerning an appropriation for repairing the University.

To the Committee on Education.

Bill to abolish the office of Councilmen in the City of Newbern.

To the Committee on Propositions and Grievances.

Bill authorizing John L. Banks, of the County of Johnston, to collect arrears of taxes.

To the Committee on Propositions and Grievances.

Bill to incorporate the Town of Clayton, in the County of Johnston.

To the Committee on Corporations.

Bill to empower the County Commissioners of Wake County to levy a special tax.

To the Committee on Finance.

Bill to incorporate the Fayetteville Co-operative Land and Building Association.

To the Committee on Corporations.

Bill to incorporate the Town of Boon Hill, in the County of Johnston.

To the Committee on Corporations.

Bill to incorporate the Town of Burnsville, in the County of Yancey.

To the Committee on Corporations.

Bill to incorporate the Holly Springs Lodge, No. 115, of A. Y. M., of Wake County.

To the Committee on Corporations.

Bill to incorporate Lenoir Lodge, No. 233, A. Y. Masons,

To the Committee on Corporations.

Bill to incorporate Giblum Lodge, No. 25, in the City of Wilmington.

To the Committee on Corporations.

Bill to revise and amend the charter of the Tuckasege and Nantihala Turnpike Company.

To the Committee on Internal Improvements.

Resolution in favor of Robert B. Wood, Jr., and his sureties.

To the Committee on Finance.

The House of Representatives transmitted, with amendments, Senate bill to create a Mechanics' and Laborers' lien law.

The amendments were referred to the Judiciary Committee.

Also, Senate bill to amend the charter of the Fayetteville

and Florence Rail Road Company, with amendments, which were referred to the Committee on Internal Improvements.

The House of Representatives concurred in the following Senate bills and resolutions:

Bill to authorize Reuben King, late Sheriff of Robeson County, to collect arrears of taxes.

Bill to incorporate the Tuckasege Baptist High School, in Macon County.

Bill to authorize the Commissioners of Northampton County to levy a tax for a special purpose.

Resolution in favor of William G. Hix, late Sheriff of Wilkes County.

Bill to amend an act to incorporate the Trustees of North Carolina College.

Bill to amend an act concerning the Register of Deeds, ratified August 21st, 1868.

Mr. Moore, of Carteret, from the Committee on Corporations, reported favorably on engrossed House bill to incorporate the Fayctteville Co-operative Land and Building Association.

Senate bill entitled a general incorporation act was read second time.

Mr. Hayes moved to amend section one by adding as follows, viz;

"Provided, That no banking or insurance company shall be chartered under this act."

The amendment was adopted.

As amended, the bill passed second reading.

Mr. Osborne moved a suspension of the rules to place the bill on its third reading.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Mnrphy, Osborne, Richardson, Respass, Scott, Smith, Welker, Wynne and Winstead—30.

NAY-Mr. Cook-1.

The bill was read third time.

Mr. Hayes moved to amend section 30 by striking out the words "no stockholder," line 1, and insert "the personal property of the stockholders;" insert after the word "liable," line 1, the words "in proportion to the amount of his stock," also strike out in line 4 the words "nor unless a suit" and insert "and the suits."

The amendment was adopted by the following vote:

YEAS—Messrs. Beeman, Brogden, Burns, Forkner, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Legg, Martindale, Richardson, Respass, Smith, Stephens, Wynne, Winstead and Wilson—18.

Nays—Messrs. Barnes, Barrow, Beall, Bellamy, Cook, Davis, Eppes, Hyman, Lindsay, Love, Melchor, Murphy, Osborne, Robbins, Scott, Shoffner and Welker—17.

Mr. Welker moved to strike out section 30.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Davis, Eppes, Hyman, Long, Melchor, Murphy, Shoffner and Welker—11.

Nays—Messrs. Barnes, Beeman, Brogden, Burns, Cook, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Osborne, Riehardson, Respass, Scott, Smith, Stephens, Wynne, Winstead and Wilson—25.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Graham, Hayes, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Love, Martindale, Murphy, Osborne, Riehardson, Respass, Scott, Shoffner, Smith, Wynne, Winstead and Wilson—23.

NAYS—Messrs. Barrow, Beall, Bellamy, Cook, Davis, Eppes, Harrington, Hyman, Melehor, Stephens and Welker—11.

Mr. Hyman introduced a bill to incorporate the Warren County Co-operative Business Company.

Read first time, and referred to the Committee on Corporations.

The hour of 2 o'clock having arrived, the President declared the Senate adjourned.

[Session

FRIDAY, March 26th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Thursday was read and approved.

Mr. Forkner, for the Committee on Internal Improvements, reported unfavorably (Mr. Osborne dissenting,) on Senate bill to amend an act concerning the North Carolina Rail Road Company, and with amendments.

Senate bill in relation to the State Canal from Lake Land-

ing on Matamuskeet Lake to Ysocking Creek.

Mr. Respass moved a suspension of the rules to place the bill on its third reading.

The rules were suspended by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White, Winstead and Wilson—35.

Navs-Messrs. Bellamy and Moore of Yancey-2.

The amendments of the Committee were adopted.

The bill passed second reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Burns, Davis, Eppes, Forkner, Galloway, Harrington, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Welker, Winstead and Wilson—29.

NAYS-Messrs. Bellamy, Graham, Hyman, Moore of Yancey,

Stephens and White—6.

Mr. Lindsay, for the Committee on Claims, reported unfavorably on petition of Peter Rand.

Mr. Moore, on the part of the Committee on Corporations, re-

ported favorably on engrossed House bill to extend the corporate limits of the Town of Goldsboro'.

Senate bill to incorporate the Warren County Co-operative Business Company.

Engrossed House bill to extend the corporate limits of the Town of Rutherfordton.

Engrossed House bill to incorporate the Cape Fear Insurance Company of Wilmington, North Carolina.

Engrossed House bill to incorporate the Homestead Association.

Engrossed House bill to amend the charter of the Town of Washington.

Engrossed House bill to extend the corporate limits of the Town of Tarboro'.

Engrossed House bill to lay off a public road in the Counties of Davie and Davidson, and establish a public ferry across the Yadkin River.

Engrossed House bill to incorporate the Town of Ridgeway.

Engrossed House bill to sell the Town Commons of the Town of Edenton.

Engrossed House bill to incorporate the Lenoir Lodge, No. 233, of Ancient York Masons.

Engrossed House bill to incorporate the Coopers' Association of Wilmington.

Engrossed House bill to incorporate the Holly Springs Lodge, No. 115, of Ancient York Masons, of Wake County.

Senate bill to incorporate Pine Forest Lodge, No. 186, Ancient York Masons.

Senate bill to incorporate the North Carolina Fertilizing Company.

Engrossed House bill to incorporate the Wake County Cooperative Business Company.

Engrossed House bill to incorporate the Town of Burnsville, in the County of Yancey.

Engrossed House bill to incorporate the Albemarle Loan and Trust Company.

Engrossed House bill to incorporate the Giblum Lodge, No. 25, in the City of Wilmington.

Engrossed Honse bill to incorporate the Star of Hope Lodge, No. 6., I. O. of Good Templars, of Wilmington.

Engrossed House bill to incorporate the North Carolina Iron, Steel and Metallurgical Company.

Engrossed House bill to incorporate the Town of Taylors-ville, in Alexander County.

Senate bill to authorize an issue of bonds by the corporate authorities of the City of Newbern.

Mr. Brogden, from the Committee on Finance, reported favorably on the following bills:

Engrossed House bill to empower the County Commissioners of Wake County to levy a special tax.

Engrossed House bill to authorize the County Commissioners of Stanly County to levy a special tax.

Engrossed House resolution in favor of Robert B. Wood, Jr., and his securities.

Engrossed House bill to authorize the Commissoners of Washington and Rutherford Counties to levy a special tax.

Mr. Becman, from the same Committee, reported favorably on the following engrossed House bill to authorize the Commissioners of the County of Pasquotank to levy an extra tax for certain purposes.

A message was received from the House of Representatives, transmitting the following engrossed House bills, which were read first time and referred as stated:

Bill to incorporate the Southern Land Company.

Referred to Committee on Corporations.

Bill to cure certain irregularities in the mode of commencing certain actions and to amend certain sections of the Code of Civil Procedure.

Referred to the Committee on Judiciary.

Bill to prevent the felling of trees in Big Hunting Creek in Iredell County.

Referred to Committee on Propositions and Grievances.

Bill for the relief of Jas. H. Duncan, late Sheriff of Mc-Dowell County.

Referred to Committee on Propositions and Grievances.

Engrossed House bill authorizing Joseph Barrow and others to construct a Toll Bridge across Haw River in the County of Alamance.

Referred to Committee on Propositions and Grievances.

Engrossed House bill to authorize Clay County to levy a special tax.

Referred to Committee on Finance.

Engrossed House bill to establish a public ferry across the north east branch of the Cape Fear River.

Referred to the Committee on Internal Improvements.

The House of Representatives concurred in Senate bill to amend Title VII, section 72, of the Code of Civil Procedure.

Mr. Hayes, from the Committee on Internal Improvements, recommended the non-concurrence of the Senate to House amendments to Senate bill to amend the charter of the Fayetteville and Florence Rail Road Company.

The report was placed on the calendar.

Mr. Legg gave notice of a bill for the relief of Rufus Galloway, late Sheriff of Brunswick County.

Also, a bill anthorizing Rufus Galloway to collect arrears of taxes for the years 1866-'67.

Mr. Jones, of Columbus, introduced a bill to authorize the Commissioners of Columbus County to levy a special tax.

Read first time and referred to Committee on Finance.

Mr. Osborne, a bill to amend the charter of the Mecklenburg College.

Read first time and referred to Committee on Education.

Mr. Martindale introduced a joint resolution to adjourn sine die on the 5th day of April, and moved a suspension of the rules.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beall, Becman, Bellamy, Brogden, Burns, Cook, Davis, Eppes, Forkner, Galloway, Graham,

Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—39.

NAYS-None.

Mr. Davis moved to amend by striking out "5th" and inserting "12th."

The amendment was adopted by the following vote:

YEAS—Messrs. Bellamy, Brogden, Davis, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Mason, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Smith, Stephens, Sweet and Welker—23.

Navs—Messrs. Barrow, Beall, Beeman, Burns, Cook, Graham, Hayes, Love, Martindale, Melchor, Murphy, Richardson, Robbins, Shoffner, White, Winstead and Wilson—17.

The resolution, as amended, was adopted.

Mr. Respass introduced a resolution in relation to the Albermarle and Chesapeake Canal.

Mr. Respass moved a suspension of the rules.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Respass, Scott, Smith, Stephens, Sweet, Welker, White and Winstead—37.

NAYS-None.

When the resolution passed second reading.

The resolution was read third time and passed by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Las-

siter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—35.

NAYS-Messrs. Beeman and Graham-2.

On motion of Mr. White, the rules were suspended.

The bill was ordered engrossed and transmitted to the House of Representatives.

Code bill to amend chapter 48 of the Revised Code entitled "fences," was read third time.

The amendments reported by the Judieiary Committee were adopted.

Mr. Moore, of Yaneey, moved to postpone indefinitely.

Mr. Stephens moved the previous question.

The motion was sustained.

When the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Colgrove, Cook, Davis, Eppes, Graham, Hayes, Hyman, Lassiter, Love, Melchor, Respass, Stephens, Sweet and Welker—17.

Navs—Messrs. Brogden, Forkner, Harrington, Jones of Columbus, Long, Moore of Yancey, Richardson, Robbins, Scott, Shoffner, Smith and White—12.

Senate bill to eonfer power upon the Commissioners of Counties passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner and Wilson—29.

NAYS-Messrs. Bellamy, Hyman, Welker and White-4.

Senate bill to amend chapter 2, section 5, of an act concerning the government of Counties, ratified August 14th, 1868, was read third time.

Mr. Hayes moved to amend by striking out "one" and inserting "three."

The motion did not prevail.

Mr. Davis moved to strike out "one" and insert "two." The motion prevailed.

When the bill passed third reading by the following vote:

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Cook, Davis, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker and Wilson—25.

Nays -Messrs. Bellamy, Graham, Love, Melchor and Moore of Yancey-5.

Mr. Graham moved a suspension of the rules to take up engrossed House bill to cure certain irregularities in the mode of commencing certain actions to amend certain sections of the Code of Civil Procedure.

The motion prevailed by the following vote:

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens, White, Winstead and Wilson—31.

NAY-Mr. Bellamy-1.

The bill was read second time.

Mr. Robbins moved to amend by striking out, in section first, the following words:

"Or which shall be commenced before the first day of August, in the year 1869."

The amendment was adopted by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Davis, Eppes, Forkner, Graham, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Welker and Winstead—27.

NAYS—Messrs. Colgrove, Cook, Hayes, Harrington, Hyman, Moore of Carteret and Stephens—7.

The bill passed second reading and was read third time.

Mr. Graham moved to amend by striking out "regular," in the preamble; also, strike out in last line "before Clerk," and insert "at the term of."

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Burns, Davis, Eppes, Forkner, Galloway, Graham, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Robbins, Seott, Shoffner, Smith, Stephens, Sweet and Winstead—31.

NAYS—Messrs. Bellamy, Cook, Hayes, Harrington, Welker and Wilson—6.

Senate resolution to pay expenses of the Joint Committee on Penitentiary passed second reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Welker, Winstead and Wilson—35.

Nav-Mr. Hyman-1.

Senate bill to protect the freedom of the ballot box was read second time.

Mr. Galloway moved to lay the bill on the table.

The motion prevailed by the following vote:

Yeas—Messrs. Barrow, Beall, Bellamy, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melehor, Moore of Carteret, Murphy, Osborne, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, White and Winstead—35.

Nays—Messrs. Beeman, Brogden, Shoffner and Wilson—4. Engrossed House bill to make certain amendments in the Code of Civil Procedure passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Burns, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Love, Mason, Melehor, Murphy, Osborne, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White and Winstead—33.

NAYS-Messrs. Beeman, Brogden and Wilson-3.

Engrossed House bill to amend the Code of Civil Procedure was amended and passed third reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Galloway, Graham, Hayes, Jones of Columbus, Lassiter, Lindsay, Long, Love, Mason, Melehor, Moore of Carteret, Murphy, Respass, Robbins, Seott, Shoffner, Smith, Stephens, Sweet, White, Wynne, Winstead and Wilson—31.

Nay -Mr. Richardson-1.

A message was received from the House of Representatives, transmitting the report of the Committee on Conference to whom was referred engrossed House bill to raise revenue.

The amendments to the bill by the Committee were adopted

by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Mason, Martindale, Murphy, Osborne, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Welker, White, Wynne, Winstead and Wilson—31.

NAYS—Messrs. Beeman, Brogden, Galloway, Graham, Harrington, Love, Melchor and Moore of Carteret—8.

Senate bill in relation to guardian and ward was read third time and, on motion of Mr. Robbins, was indefinitely postponed. Code bill concerning guardian and ward passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Long, Love, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Stephens, Welker, Wynne and Winstead—29.

NAYS—Messrs. Brogden, Burns, Jones of Wake, Lassiter, Richardson and Robbins—6.

Senate bill to amend chapter 8 of the Code of Civil Procedure was read third time and tabled.

Engrossed House bill to amend an act concerning the Register of Deeds passed third reading by the following vote:

Yeas—Messrs. Barrow, Brogden, Burns, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Welker, Wynne and Winstead—30.

NAYS-None.

Senate bill to punish bribery was read third time.

Mr. Wynne moved to postpone that bill indefinitely.

The motion did not prevail by the following vote:

YEAS-Messrs. Melchor and Wynne-2.

Nays—Messrs. Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker and Wilson—32.

Mr. Robbins moved to amend section 3.

The motion did not prevail.

The bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Love,

Mason, Martindale, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, Winstead and Wilson—33.

NAY-Mr. Melchor-1.

Mr. Martindale introduced a resolution in relation to the introduction of bills and resolutions.

Laid over under the rules.

Senate bill to amend the charter of the Tennessee River Rail Road Company was read third time.

Mr. Love offered a substitute for the bill, which was rejected by the following vote:

YEAS—Messrs. Beall, Beeman, Burns, Cook, Davis, Galloway, Hayes, Harrington, Jones of Wake, Murphy, Richardson and Smith—12.

NAYS—Messrs. Barrow, Brogden, Graham, Jones of Columbus, Long, Love, Osborne, Robbins, Scott, Shoffner, Sweet, Welker, Winstead and Wilson—16.

Mr. Love moved a reconsideration of the vote just taken.

Mr. Jones, of Columbus, moved to lay that motion on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Brogden, Eppes, Graham, Jones of Columbus, Long, Martindale, Melchor, Moore of Carteret, Robbins, Shoffner, Sweet, White and Wynne—15.

Navs—Messrs. Beall, Beeman, Burns, Cook, Davis, Galloway, Hayes, Harrington, Jones of Wake, Lindsay, Love, Mason, Murphy, Scott and Smith—16.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Beall, Beeman, Burns, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Love, Martindale, Murphy, Richardson, Respass, Scott, Smith and Wilson—19.

Nays—Messrs. Barrow, Bellamy, Brogden, Eppes, Graham, Jones of Columbus, Lassiter, Long, Melchor, Moore of Carteret, Osborne, Robbins, Shoffuer, Stephens, White, Wynne and Winstead—17.

The question being on the adoption of the substitute, the same was rejected by the following vote:

YEAS—Messrs. Beall, Beeman, Burns, Colgrove, Davis, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Martindale, Murphy, Respass, Scott and Smith—15.

Nays—Messrs. Barrow, Bellamy, Brogden, Cook, Eppes, Graham, Jones of Columbus, Lassiter, Long, Love, Mason, Melehor, Moore of Carteret, Osborne, Robbins, Shoffner, Stephens, Welker, White and Wynne—20.

Mr. Moore, of Carteret, moved to lay the bill on the table.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Brogden, Cook, Graham, Jones of Columbus, Lassiter, Long, Mason, Melchor, Moore of Carteret, Osborne, Robbins, Stephens, Welker and Winstead—17.

Navs—Messrs. Beeman, Burns, Colgrove, Davis, Hayes, Harrington, Hyman, Jones of Wake, Love, Martindale, Murphy, Richardson, Scott, Smith, Wynne and Wilson—16.

Senate bill to enable the Chatham Rail Road to complete its Road was read third time.

Mr. Hayes moved to amend by inserting the following at the end of section 2, as amended:

"And the President of the said Chatham Rail Road Company shall also deposit with the Public Treasurer first mortgage bonds to the amount of \$140,000, to be applied to the payment of the interest of the second mortgage bonds."

The amendment was adopted.

The hour of 2 o'eloek having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

On motion of Mr. Lindsay, the rules were suspended and engrossed House bill to allow the County Commissioners of Rockingham County to levy a special tax was read second time.

The amendments offered by the Committee on Finance were

adopted.

As amended, the bill passed second reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lindsay, Love, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White, Winstead and Wilson—32.

NAYS-None.

Mr. Galloway moved a suspension of the rules to take up engrossed House bill appointing a Weigher of Rosin for the Port of Wilmington.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lindsay, Love, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—30.

NAYS-Messrs. Beall, Brogden and Wilson-3.

The bill was read second time.

Mr. Cook moved to amend the substitute offered by the Committee to whom the bill was referred, by adding to the end of section θ , as follows:

"Provided, That no rosin shall be required to be weighed more than once."

The amendment was adopted.

Mr. Murphy moved to strike out "one," in section 1, and insert "two."

Mr. Hayes moved to insert "eleven."

The amendment of Mr. Hayes was rejected.

The amendment of Mr. Murphy was adopted,

The substitute, as amended, was adopted.

When the bill passed second reading.

The bill was read third time and passed by the following vote:

YEAS—Messrs. Barrow, Beall, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lindsay, Melehor, Moore of Carteret, Murphy, Osborne, Respass, Scott, Smith, Stephens and Winstead—23.

NAVS—Messrs. Beeman, Bellamy, Brogden, Burns, Graham, Long, Martindale, Richardson, Shoffner, Welker, White and Wilson—12.

The unfinished business from Saturday last, being the consideration of resolution from the Committee on Claims in favor of R. S. Tucker, was taken up.

The question was on the motion for the previous question on the following substitute offered by Mr. Brogden;

Whereas, An ordinance recognizing the just debts of North Carolina and prohibiting the payment of all public debts created or incurred in aid of the late rebellion, declares as follows:

"Be it further declared and ordained, That all debts and obligations, ereated or incurred by the State in aid of the late rebellion, directly or indirectly, are void; and no General Assembly of this State shall have power to assume to provide for the payment of the same, or any portion thereof; nor shall any General Assembly of this State have power to assume to provide for the payment of any portion of the debts or obligations ereated or incurred, directly or indirectly, by the late so

ealled Confederate States, or by its agents, or under its authority."

And whereas, the Constitution of North Carolina, (Article I, section 6,) declares that "the State shall never assume, or pay, or authorize the collection of, any debts or obligations, expressed or implied, incurred in aid of insurrection or rebellion against the United States."

And whereas, North Carolina did engage in 1861 in the rebellion against the Government of the United States by raising armies, borrowing money, issuing State Treasury notes and State bonds in aid of said rebellion, and all the moneys and means in the State Treasury, after the actual commencement of the rebellion, did, directly or indirectly, furnish aid to said rebellion: therefore

Resolved, That the obligations given by the Public Treasner for supplying the Treasury with money after the actual commencement of the rebellion were, directly or indirectly, in aid of the rebellion, and therefore null and void.

Mr. Jones, of Columbus, moved to lay the substitute on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Cook, Forkner, Harrington, Jones of Columbus, Legg, Long, Moore of Carteret, Smith, White and Winstead—15.

NAYS—Messrs. Beall, Colgrove, Davis, Eppes, Graham, Hayes, Hyman, Jones of Wake, Lindsay, Love, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Scott, Welker and Wilson—19.

Mr. Brogden moved to amend his substitute by adding after "void" the words "and therefore the claims of R. S. Tucker comes within the prohibition of the Constitution."

The amendment was rejected.

The substitute was rejected by the following vote:

YEAS-Messrs. Beeman, Bellamy, Brogden, Burns, Cook,

Harrington, Jones of Columbus, Long, Moore of Carteret, Richardson, Smith and White—12.

NAVS—Messrs. Barrow, Beall, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Wake, Legg, Lindsay, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Welker, Winstead and Wilson—22.

The vote stood on the passage of the resolution on its second reading:

YEAS—Messrs. Beall, Colgrove, Davis, Galloway, Graham, Jones of Wake, Lindsay, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Welker and Wilson—16.

Nays—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Cook, Forkner, Harrington, Jones of Columbus, Legg, Long, Moore of Carteret, Richardson, Smith, White and Winstead—16.

The President voting in the negative, the resolution was rejected.

Engrossed House bill to empower the County Commissioners of Cumberland County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Jones of Columbus, Jones of Wake, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White, Winstead and Wilson—32.

NAY-Mr. Graham-1.

Senate bill to authorize the Commissioners of Onslow Connty to levy a special tax for building a Poor House, also for building and repairing public bridges in said County, passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Bnrns, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Jones of Columbus, Jones of Wake, Long, Love, Martindale, Melchor.

Moore of Carteret, Murphy, Osborne, Richardson, Respass, Seott, Stephens, Welker, White and Wilson—27.

NAY-Mr. Graham-1.

Engrossed House bill to authorize the Commissioners of Halifax County to levy a special tax for building and repairing public bridges in said County passed third reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Scott, Smith, Stephens, Welker, White, Winstead and Wilson—33.

NAY-Mr. Graham-1.

Senate bill to authorize the Commissioners of Warren County to levy a special tax for the purpose of building a Poor House in said County passed third reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Love, Martindale, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, Winstead and Wilson—31.

Nays-Messrs. Graham and Melchor-2.

Engrossed House bill to authorize the Commissioners of Jackson County to issue bonds passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Love, Martindale, Moore of Carteret, Murphy, Osborne, Riehardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White, Winstead and Wilson—32,

Nay-Mr. Graham-1.

Engrossed House bill authorizing the County Commissioners

of Jones County to levy a special tax passed third reading by the following vote:

Yeas—Messrs. Barrow, Beall, Beeman, Brogden, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Love, Martindale, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White and Wilson—29.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Union County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Love, Martindale, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White, Winstead and Wilson—33.

NAYS-None.

Engrossed House bill to allow the Commissioners of the Town of Rutherfordton to levy taxes and for other purposes passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Love, Martindale, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White, Winstead and Wilson—31.

NAY-Mr. Graham-1.

Senate bill providing for certain returns from Rail Road Companies passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Murphy,

Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens and Wilson—31.

Nay-Mr. Welker-1.

Senate bill to charter the Bank of Greensboro', was taken up, When the Senate, on motion, adjourned.

SATURDAY, MARCH 27th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Friday was read and approved.

Leave of absence was granted Messrs. Davis, Harrington, Richardson and Jones of Columbus, for five days.

To Mr. Shoffner, until Tuesday next.

To Mr. Beall, for five days from and after Monday next.

Mr. Forkner, for the Committee on Internal Improvements, reported favorably on Senate bill to incorporate the Ashboro' and Albemarle Rail Road Company.

Mr. Brogden, for the Committee on Finance, reported favorably on the following bills and resolution:

Engrossed House bill to allow the Commissioners of Yadkin County to levy a special tax.

Engrossed House bill to allow the Commissioners of Alexander County to levy a special tax.

Engrossed House bill authorizing the County Commissioners of Macon County to levy a special tax for certain purposes.

Engrossed House bill to enable County Commissioners to purchase County bonds.

Engrossed House bill to authorize the Commissioners of Wilson County to levy a special tax.

Engrossed House bill to authorize the Commissioners of Sampson County to levy a special tax.

Resolution in favor of Andrew O'Kerr.

Senate bill to authorize the Commissioners of Columbus County to levy a special tax.

Engrossed House bill to provide for the levying a special tax for the County of Beaufort.

Engrossed House bill to authorize Clay County to levy a special tax.

Senate bill to authorize the County Commissioners of Brunswick County to levy a special tax.

Mr. Brogden, for the Committee on Propositions and Grievances, reported favorably on Senate bill for the preservation of the public health by establishing suitable quarantine regulations for the Port of Wilmington.

Mr. Moore, of Carteret, from the Committee on Corporations, reported favorably on the following bills:

Engrossed House bill to incorporate the Town of Boon Hill in Johnston County, with amendments.

Engrossed House bill to incorporate the Southern Land Company.

Engrossed Honse bill to incorporate the Town of Clayton in the County of Johnston.

Engrossed House bill to authorize the Commissioners of Rockingham County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Bellamy, Brogden, Burns, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Osborne, Richardson, Respass, Shoffner, Welker, White, Winstead and Wilson—30.

NAYS-None.

The House of Representatives transmitted engrossed House bill to amend the charter of the Town of Statesville.

Read first time and referred to the Committee on Corporations.

Senate bill to amend the charter of the Bank of Greensboro', being the unfinished business, was taken up.

The question being on the amendment offered by Mr. Cook, the same was rejected by the following vote:

YEAS—Messrs. Brogden, Cook, Hayes, Jones of Columbus and Wilson—5.

Nays—Messrs. Barrrow, Beall, Bellamy, Burns, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Wake, Legg, Long, Love, Mason, Melehor, Moore of Carteret, Osborne, Richardson, Shoffner, Stephens, Welker, White, Wynne and Winstead—25.

Mr. Cook offered a new section, which was rejected by the following vote:

Yeas—Messrs. Brogden, Cook, Galloway, Hayes, Jones of Columbus, Legg, Love and Respass—8.

NAYS—Messrs. Barrow, Beall, Beeman, Bellamy, Colgrove, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Wake, Lindsay, Mason, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Shoffner, Smith, Stephens, Welker, Wynne and Winstead—25.

The bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Bellamy, Brogden, Colgrove, Davis, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lindsay, Long, Mason, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Shoffner, Smith, Stephens, Welker, Wynne and Winstead—27.

Nays—Messrs. Burns, Cook, Eppes, Forkner, Hayes, Jones of Columbus, Legg, Love and Wilson—9.

Engrossed House bill to authorize the Commissioners of Johnston County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Galloway, Harrington, Jones of Columbus, Jones of Wake, Legg, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Osborne, Riehardson, Respass,

Scott, Shoffner, Smith, Stephens, Welker, White, Wynne, Winstead and Wilson—32.

NAYS-None.

Senate bill to allow the Sheriff of Duplin County to collect arrears of taxes for 1868 passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Beemar, Bellamy, Brogden, Burns, Cook, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Columbus, Jones of Wake, Legg, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Osborne, Riehardson, Respass, Scott, Shoffner, Stephens, Wynne, Winstead and Wilson—31.

NAVS-None.

On motion of Mr. Graham, it was ordered that the rules be suspended, and that on all bills not requiring the yeas and nays by the Constitution, they be not taken.

Senate bill to establish a Turnpike Road from Marion, in the County of McDowell, to Asheville in the County of Buncombe, was read second time and tabled.

Senate bill to charter the Bank of Asheville was read second time.

Mr. Harrington moved an amendment.

Adopted.

When the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beall, Brogden, Davis, Graham, Harrington, Hyman, Love, Melehor, Moore of Carteret, Murphy, Osborne, Richardson, Seott, Shoffner, Smith, Stephens, Welker, White, Wynne and Winstead—21.

Navs—Messrs. Burns, Colgrove, Eppes, Forkner, Galloway, Hayes, Jones of Columbus, Legg, Long and Wilson—10.

On motion of Mr. Richardson, Senate bill to establish the Bank of Cumberland was taken from the table and read second time.

Mr. Richardson moved to amend by striking out the word "second," section 1, and inserting "fourth."

Adopted.

As amended, the bill passed second and third readings.

The following bills and resolutions passed second and third readings, viz:

Engrossed House bill to change the name of the Town of Nahunta in Wayne County.

Engrossed House bill in relation to a Plank Road.

Engrossed House bill to amend section four of an act to incorporate the Wilmington Hook and Ladder Company, ratified February 26th, 1867.

Engrossed House bill to incorporate East Bend Lodge, No. 269, A. Y. M., in the Town of East Bend, County of Yadkin.

Engrossed House bill to amend the charter of the Silver Valley Mining Company.

Engrossed House resolution in favor of B. S. Buchanan, Sheriff of the County of Jackson.

Engrossed House bill for the relief of J. A. Long, late Sheriff of the County of Richmond.

Senate bill for the relief of J. W. C. Piercey of Cherokee County.

Engrossed House bill to incorporate the Fayetteville Co-operative Land and Building Association.

Senate bill to incorporate Trinity Lodge, No. 356, in Randolph County.

Engrossed House bill for the relief of Mary Crowder.

House resolution in favor of Elias Longeryer, of Catawba County.

Senate bill to establish a bridge over Yadkin River.

Senate bill to authorize the construction of a toll bridge across Haw River.

Senate bill authorizing the building of a toll bridge across John's River, in Burke County.

Engrossed House bill to incorporate W. T. Bain Lodge, No. 331, A. Y. Masons, in the County of Wake.

Engrossed House bill to incorporate the Town of Trinity, in the County of Randolph.

Senate bill authorizing the appointment of municipal officers for the Town of Rocky Mount.

Senate bill to incorporate the Halifax Manufacturing Company.

Engrossed House bill to incorporate the Middle Falls Man-

ufacturing Company, in the County of Richmond.

Engrossed House bill to incorporate the Sparkling Catawba Springs Company, in the County of Catawba.

Engrossed House bill to incorporate the Trustees of the Union Church Association, at Company Shops.

Engrossed House bill to incorporate the Town of Lagrange, in the County of Lenoir.

Engrossed House bill to incorporate the Town of Durham, in the County of Orange.

Senate bill to amend the charter of the Town of Bath, in Beaufort County.

Engrossed House bill for the relief of Jesse Sumner, Sheriff of the County of Buncombe.

Senate bill to incorporate the Town of Madison.

Engrossed House bill to authorize the Swift Island Manufacturing Company to establish a ferry across Pe Dee River at their factory.

Engrossed House bill to incorporate Mebanesville Lodge, No. 272, of A. Y. M., in the Town of Mebanesville, in the County of Alamance.

Engrossed House bill to enable Richard Rozzell to build a bridge across Catawba River.

Senate bill to incorporate the Town of Lexington, Davidson County, amended.

Engrossed House bill to prevent the obstruction of fish in Little River, amended.

Senate resolution in favor of James Rumley, of Carteret County, was read second time and tabled.

Senate bill to amend the charter of the Buncombe Turnpike Company was read second time and rejected.

Engrossed House bill to authorize the appointment of a tax collector for the County of Pasquotank was read second time and rejected.

Engrossed House bill to authorize the Commissioners of Salisbury to issue bonds passed second reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Burns, Colgrove, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Respass, Scott, Shoffner, Smith, Welker, White, Wynne, Winstead and Wilson—31.

NAYS-None.

Engrossed House resolution in favor of J. L. Moore, late Sheriff of Macon County, was read second time.

Mr. Martindale moved to lay the bill on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Brogden, Burns, Colgrove, Hayes, Martindale, Moore of Carteret and Wynue—7.

NAVS—Messrs. Barrow, Beeman, Davis, Forkner, Galloway, Graham, Harrington, Hyman, Long, Love, Mason, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Welker, White and Wilson—21.

The resolution then passed second and third readings.

Senate bill to authorize the County Commissioners of Wayne County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Burns, Colgrove Davis, Eppes, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Welker, White, Wynne, Winstead and Wilson—31.

NAY-Mr. Graham-1.

Engrossed House bill to authorize the County Commissioners of Franklin County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Burns, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Riehardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White, Wynne, Winstead and Wilson—32.

NAY-Mr. Graham-1.

Engrossed House bill to authorize the Commissioners of Duplin County to levy a special tax for building and repairing public bridges passed second reading by the tollowing vote:

YEAS—Messrs. Barrow, Beall, Beeman, Brogden, Burns, Cook, Davis, Galloway, Harrington, Hyman, Legg, Lindsay, Long, Mason, Martindale, Moore of Carteret, Osborne, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White, Wynne, Winstead and Wilson—28.

Nay-Mr. Graham-1.

The House of Representatives notified the Senate of their concurrence in joint resolution to adjourn April 12th, sine die.

And also in Senate amendment to engrossed House bill appointing a Weigher of Rosin for the Port of Wilmington.

Engrossed Honse bill to provide for a special tax for Perquimans County passed second reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Brogden, Burns, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lindsay, Long, Love, Mason, Martindale, Melchor, Murphy, Osborne, Richardson, Respass, Scott, Shoffner, Smith, White, Wynne and Winstead—28.

NAYS-None.

Senate bill to change the County site of Haywood County was read second time and tabled.

Senate bill to incorporate the Independent Telegraph Company was read second time.

Mr. Welker moved to strike out the words "eminent domain."

Adopted.

As amended, the bill passed second and third readings.

Senate bill for the relief of the County of Halifax was read second time and tabled.

Senate resolution directing the Public Treasurer to issue a bond in place of the one issued in favor of Catherine Kendall, was read second time, and, on motion of Mr. Davis, was referred to the Committee on Claims.

The President ratified the following acts:

An aet to establish the Wilmington Water Works.

An act to incorporate the Raleigh Co-operative Building Association.

An act to provide the procedure in special proceeding generally and in application for widow's year's support and in dower.

The honr of 2 o'clock having arrived, the President declared the Senate adjourned.

MONDAY, March 29th, 1869.

The Senate met at 10 o'elock.

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Hayes moved to reconsider the vote by which the Senate bill to incorporate the Union Telegraph Company passed third reading.

Mr. Moore, of Carteret, moved to lay that motion on the table.

The motion prevailed.

Leave of absence was granted Mr. Murphy until Friday next.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably on engrossed House bill to abolish the office of Councilmen in the City of Newbern.

Mr. Sweet moved a suspension of the rules to put the bill on its second reading.

The motion did not prevail by the following vote:

YEAS—Messrs. Beeman, Colgrove, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Scott, Smith, Sweet, Welker and White—22.

Nays—Messrs. Barrow, Brogden, Burns, Galloway, Jones of Columbus, Jones of Wake, Osborne, Respass, Winstead and Wilson—10.

Mr. Brogden, on the part of the Committee on Finance, to whom was referred engrossed House bill to authorize the Public Treasurer to supply temporary deficiencies in the Treasury, reported the same back, with a substitute for the same.

Mr. Brogden moved a suspension of the rules to put the bill on its second reading.

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Long, Love, Mason, Martindale, Moore of Carteret, Osborne, Richardson, Respass, Scott, Smith, Sweet, Welker, White, Winstead and Wiison—31.

NAYS-Messrs, Hayes, Lindsay, Melchor and Murphy-4.

The bill was read second time.

The substitute was adopted.

The bill passed second reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Brogden, Burns, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Long, Mason, Martindale, Osborne, Richardson, Respass, Scott, Smith, Sweet, White, Winstead and Wilson—26.

Nays—Messrs. Bellamy, Graham, Lindsay, Love, Melchor, Moore of Carteret, Murphy and Welker—8.

Mr. Jones, from the Committee on Agriculture and Mining, reported, with amendments, Senate bill organizing the departments of the Bureau of Statistics, Agriculture and Immigration in the office of Secretary of State.

A message was received from the House of Representatives, transmitting engrossed House bill supplemental to, and amendatory of, an act passed at the present session of the General Assembly entitled "An act amendatory of an act to incorporate the Western North Carolina Rail Road Company."

Mr. Sweet moved a suspension of the rules to put the bill on its passage.

The motion was sustained by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Richardson, Respass, Smith, Sweet, Welker, White, Winstead and Wilson—31.

Nays-Messrs. Graham and Murphy-2.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Long, Love, Mason, Martindale, Moore of Carteret, Riehardson, Respass, Smith, Sweet, Welker, White and Winstead—29.

NAYS—Messrs. Graham, Melchor, Murphy, Osborne and Scott—5.

The House of Representatives concurred in the following bills, viz:

Senate bill to eede to the United States a certain tract of land in Wake County.

Senate bill to authorize the Board of Education to sell eertain stock.

Also in Senate amendments to the following bills:

Engrossed House bill to amend section 3, chapter 39, of the Revised Code in regard to obtaining divorce.

Engrossed House bill concerning public road and bridges in

Robeson County.

· Engrossed House bill to amend an act to incorporate the Plaster Banks and Salt Works Company.

Also, in Senate bill supplemental to an act to amend the charter of the Wilmington, Charlotte and Rutherford Rail Road.

A message was received from the House of Representatives, transmitting engrossed House bill concerning the Governor and other public officers.

Read first time.

Mr. Jones, of Columbus, moved a suspension of the rules to put the bill on its passage.

The motion did not prevail by the following vote:

Yeas—Messrs. Barrow, Bellamy, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Long, Mason, Martindale, Moore of Carteret, Murphy, Richardson, Respass, Scott, Smith, Sweet and White—25.

NAYS—Messrs. Beeman, Brogden, Graham, Love, Melchor, Osborne, Welker and Wilson—8.

The bill was referred to the Committee on Salaries and Fees.
The House of Representatives transmitted engrossed House bill to make the act of going masked, disguised or with face painted, a felony.

Read first time.

Mr. Colgrove moved a suspension of the rules to put the bill on its passage.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Galloway, Hyman, Jones of Columbus, Legg, Long, Martindale, Moore of Carteret, Richardson, Smith, Sweet, Welker and Winstead—20.

NAYS—Messrs. Beeman, Forkner, Graham, Hayes, Love, Mason, Melchor, Murphy, Osborne, Respass, Scott, White and Wilson—13.

The bill was referred to the Judiciary Committee.

Mr. Legg introduced a bill empowering Rufus Galloway, late Sheriff, to collect arrears of taxes for 1866-'67.

Read first time and referred to Committee on Finance.

Also, a bill to relieve Rufus Galloway, late Sheriff of Brunswick County.

Read first time and referred to Committee on Finance.

Mr. Welker, on the part of a majority of the Joint Committee on Penitentiary, reported with bill, locating the Penitentiary at Greensboro', Guilford County.

Mr. Harris presented a minority report from Joint Committee, with resolutions in favor of Raleigh, Wake County.

Mr. Jones, of Columbus, moved the subject be postponed until $7\frac{1}{2}$ o'clock, this P. M.

Agreed to.

The unfinished business of Friday, being the consideration of Senate bill to enable the Chatham Rail Road Company to complete its road, on third reading, was now taken up.

The amendments of Mr. Hayes was adopted.

When the bill passed third reading by the following vote:

YEAS—Messrs. Beeman, Bellamy, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Wake, Mason, Martindale, Moore of Carteret, Richardson, Respass, Scott and Smith—19.

NAYS—Messrs. Brogden, Graham, Jones of Columbus, Legg, Lindsay, Love, Melchor, Sweet, Winstead and Wilson—10.

Senate resolution to pay expenses of Joint Committee on Penitentiary passed third reading by the following vote:

YEAS—Messrs. Beeman, Brogden, Burns, Cook, Davis, Forkner, Graham, Hayes, Harrington, Jones of Wake, Long, Mason, Martindale, Melchor, Murphy, Respass, Smith, Sweet, Welker, Winstead and Wilson—22.

NAYS—Messrs. Colgrove, Galloway, Hyman, and Moore of Carteret—4.

Mr. Jones introduced a bill for the relief of Rufus K. Ferrell, late Sheriff of Wake County.

Read first time and referred to Committee on Finance.

Senate bill in relation to Lake Landing Canal, in Hyde County, passed third reading by the following vote:

YEAS—Messrs. Barrow, Brogden, Burns, Cook, Davis, Forkner, Hayes, Harrington, Jones of Wake, Legg, Lindsay, Love, Martindale, Melchor, Moore of Carteret, Murphy, Osborne, Richardson, Respass, Scott, Smith, Sweet, Welker and Winstead—24.

Navs-Messrs. Hyman and White-2.

Engrossed House bill to authorize the several Counties of the State to subscribe stock in Rail Road Companies passed third reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Burns, Colgrove, Cook, Eppes, Forkner, Galloway, Hyman, Jones of Wake, Legg, Martindale, Murphy, Richardson, Scott, Smith and Wilson—18.

NAYS—Messrs. Brogden, Graham, Hayes, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Osborne, Sweet and Winstead—12.

Senate bill to incorporate the Fayetteville and New River Rail Road Company was read third time.

Mr. Moore, of Carteret, moved to amend section 2 by striking out all after "from," in line 4, and including the word "Jacksonville," in the fifth line, and insert "Morehead City," also by striking out, in lines 8 and 9, the words "New River," and insert the word "Atlantic."

The amendments were adopted, and, as amended, the bill passed third reading by the following vote:

YEAS—Mcssrs. Beeman, Bellamy, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Wake, Martindale, Moore of Carteret, Murphy, Richardson, Scott and Smith—18.

NAYS—Messrs. Brogden, Graham, Hyman, Long, Love, Osborne, Sweet, Welker, Winstead and Wilson—10.

Senate bill to authorize the exchange of certain bonds issued during the war for internal improvement purposes for new bonds was read third time, and pending the discussion on the bill, the hour of 2 o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

The report of the Committee on Penitentiary, being the Special Order, was taken up.

Mr. Hayes moved to print the bills and make Special Order for Wednesday next, at 11 o'clock.

Mr. Martindale moved to amend the motion by making it the order of the day for Friday next.

The motion of Mr. Martindale did not prevail by the following vote:

YEAS—Messrs. Burns, Colgrove, Cook, Davis, Hayes, Harrington, Hyman, Jones of Wake, Legg, Martindale, Richardson, Respass, and Smith—13.

Navs—Messrs. Barnes, Barrow, Eppes, Galloway, Lindsay, Long, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Scott, Welker White, Winstead and Wilson—17.

Mr. Jones, of Wake, moved to amend the motion of Mr. Hayes by including the printing of the reports of the Committee.

The motion did not prevail.

The motion of Mr. Hayes prevailed.

Mr. Respass moved a suspension of the rules to present a report.

The motion prevailed.

When Mr. Respass, on the part of the Committee on Salaries and Fees, reported favorably on engrossed House bill to provide salaries for the Governor and Treasurer of the State.

Mr. Respass moved a suspension of the rules to place the

bill on its passage.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Bellamy, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Martindale, Moore of Carteret, Moore of Yaneey, Murphy, Richardson, Respass, Smith, White and Winstead—24.

Navs—Messrs. Barnes, Brogden, Graham, Lindsay, Long, Mason, Melchor, Osborne, Scott, Welker and Wilson—11.

Mr. Martindale moved to make the bill a Special Order for to-morrow.

The motion prevailed.

Senate bill to authorize the exchange of certain bonds issued during the war for internal improvement purposes for new bonds, was, on motion of Mr. Moore of Carteret, laid on the table by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Hayes, Harrington, Hyman, Jones of Columbus, Legg, Lindsay, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass and Smith—20.

Navs—Messrs. Barnes, Barrow, Forkner, Galloway, Graham, Jones of Wake, Mason, Melchor, Murphy, Osborne, Scott, Welker, White, Winstead and Wilson—14.

Engrossed House bill to abolish the office of Councilmen in the City of Newbern was taken up, and, on motion of Mr. Galloway, was recommitted to the Committee on Propositions and Grievanees.

Engrossed House bill to amend section 473, chapter X, of the Code of Civil Proceedure, entitled "guardian and ward," was read second time, and, on motion of Mr. Colgrove, was laid on the table.

Scnate bill to establish the line between the Counties of Alamance and Chatham passed second reading.

Senate resolution in relation to the introduction of bills and resolutions was read second time and tabled.

Senate resolution reducing the pay of officers of the Legislature was read first time.

Mr. Martindale moved to postpone the bill indefinitely.

The motion prevailed by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Colgrove, Davis, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Legg, Mason, Martindale, Moore of Yancey, Respass, Smith and Welker—18.

NAYS—Messrs. Barnes, Barrow, Cook, Graham, Hayes, Lindsay, Long, Melchor, Moore of Carteret, Murphy, Osborne, Scott, White, Winstead and Wilson—15.

Senate bill to require the Board of Education to insert the proceeds of sales and of conversions into money was read second time.

Mr. Galloway moved to lay the bill on the table.

The motion did not prevail.

When the bill passed second reading.

Code bill to amend certain sections of the Code of Civil Proceedure and to repeal certain sections of the Revised Code passed second reading.

Senate bill in relation to public land was read second time.

Mr. Moore, of Carteret, moved to strike out section 1.

The motion did not prevail.

Mr. Welker moved an indefinite postponement of the bill.

The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Burns, Colgrove, Eppes, Hayes, Hyman, Jones of Columbus, Legg, Long, Moore of Carteret, Welker, White and Wilson—13.

Navs—Messrs. Barrow, Brogden, Forkner, Galloway, Graham, Harrington, Lindsay, Mason, Martindale, Melchor, Moore

of Yancey, Murphy, Osborne, Richardson, Respass, Scott, Smith and Winstead—18.

The bill passed second reading.

Code bills respecting the County Treasurer passed second reading.

Code bills in relations to proceeding in contempt passed second reading.

On motion of Mr. Respass, the Senate adjourned.

TUESDAY, MARCH 30th, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Monday was read and approved.

Leave of absence was granted to Mr. Beeman from and after Saturday next to April 12th.

To Mr. Mason from and after Saturday next.

Mr. Barrow presented a petition from the County Commissioners of Burke County.

Referred to the Committee on Finance.

Mr. Winstead, for the Judiciary Committee, reported favorably on the following bills:

Engrossed House bill to allow the Sheriff of Polk County to collect arrears of taxes.

Senate bill to provide forms in Civil Procedure before Magistrates.

Mr. Graham, from the same Committee, reported the following bills:

Engrossed House bill for the protection of certain debtors.

The committee asked to be discharged from its further consideration.

The report was concurred in.

Engrossed House bill for the benefit of securities and endorsers, favorably, with an amendment, by striking out the proviso in section 3.

Engrossed House bill to prevent the sale of property exempted by the Constitution, known as homestead exemptions.

The Committee recommended that it do not pass.

The Senate concurred in the report.

Senate bill to create a Laborers' and Mechanics' lien law.

The Committee recommend the concurrence of the Senate in the amendments proposed by the House of Representatives.

The Senate concurred.

Engrossed House resolution in favor of A. L. Parton, of Maeon County.

The Committee recommended that it be referred to the Committee on Claims.

The Committee reported favorably on engrossed House bill to protect married women from the wilful abandonment or neglect of their husbands; and recommended that engrossed House bill to authorize the Commissioners of Halifax County to torce the collection of taxes, be referred to the Committee on Finance.

The report was concurred in and the bill so referred.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably on the following bills:

Engrossed House bill for raising revenue in Greene County. Engrossed House bill in favor of John L. Banks.

Engrossed House bill to authorize the Commissioners of Yaneey and Mitchell Counties to levy a special tax.

Engrossed House bill to abolish a toll gate, &e.

Engrossed House bill to prohibit the sale of intoxicating liquors in the Town of Marion.

Engrossed House bill for the relief of S. A. Kelley.

Engrossed House bill for the relief of J. H. Duncan.

Engrossed House bill to authorize the Commissioners of Pasquotank County to levy a special tax.

Engrossed House bill to authorize Joseph Bason and others to construct a toll bridge across Haw River.

Engrossed House bill to prevent the felling of trees in big Hunting Creek.

Engrossed House bill in favor of Wm Fields.

Engrossed House bill in favor of J. P. Matheson.

Engrossed House bill in favor of Rufus Galloway, and to allow said Galloway to collect arrears of taxes.

Mr. Murphy introduced a bill to incorporate the McLean Hook and Ladder Company of Fayetteville.

Read first time and referred to the Committee on Corporations.

Mr. Moore, of Carteret, gave notice of his intention to introduce a bill to authorize the Superintendent of Public Works to select two laborers to assist in levelling a Turnpike in Carteret County, North Carolina.

Senate bill to establish a line between the Counties of Alamance and Chatham was read third time.

Mr. Respass moved to lay the bill on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Beeman, Brogden, Burns, Forkner, Galloway, Hayes, Jones of Wake, Martindale, Moore of Carteret, Moore of Yaneey and Respass—11.

NAYS—Messrs. Barns, Barrow, Eppes, Graham, Hyman, Legg, Long, Love, Mason, Melchor, Osborne, Robbins, Scott, Shoffner, Smith, Welker and White—17.

Mr. Burns moved to strike out the words "equally by the Counties aforesaid," and insert "by the County of Alamance."

Mr. Shoffner moved to amend the amendment by adding:

"Provided, The Commissioners of Chatham County are unwilling to pay their part."

The amendment to the amendment was adopted.

The amendment, as amended, was adopted.

The bill as amended passed third reading by the following vote:

YEAS —Messrs. Barnes, Barrow, Brogden, Eppes, Graham, Hyman, Legg, Lindsay, Long, Love, Mason, Melchor, Murphy, Osborne, Robbius, Shoffner, Smith, Sweet, Welker, White and Winstead—21.

NAYS—Messrs. Beeman, Burns, Colgrove, Cook, Forkner, Galloway, Hayes, Jones of Wake, Martindale, Moore of Carteret, Moore of Yancey, Respass and Wilson—13.

On motion of Mr. Cook, the Committee on Enrolled Bills were increased two.

The President appointed Messrs. Murphy and White as the additional members of that Committee.

Engrossed House bill to lay off the homestead and personal property exemption passed third reading by the following vote:

YEAS—Messis. Barrow, Beeman, Brogden, Burns, Cook, Eppes, Forkner, Galloway, Hyman, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Osborne, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White, Wynne and Winstead—29.

NAYS-Messrs. Barnes and Wilson-2.

Mr. Hyman introduced a resolution concerning public bills. Placed on the calendar.

Engrossed House bill to provide salaries for the Governor and Treasurer, being the Special Order, was now taken up and read the third time.

Mr. Moore, of Yancey, moved to strike out "and one thousand dollars per annum for house rent."

Mr. Respass moved the previous question.

The motion prevailed.

The amendment was rejected by the following vote;

YEAS—Messrs. Barnes, Beeman, Lindsay, Melchor, Moore of Yancey, Osborne, Robbins, Scott, Welker, Wynue and Wilson—11.

NAYS—Messrs. Barrow, Bellamy, Burns, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Legg, Long, Martindale, Moore of Carteret, Respass, Shoffner, Smith, Sweet and White—20.

The bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Bellamy, Burns, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Legg, Martindale, Moore of Carteret, Murphy, Osborne, Respass, Shoffner, Smith, Sweet, White and Wynne—22.

NAYS—Messrs. Barnes, Beeman, Graham, Lindsay, Long, Love, Mason, Melehor, Moore of Yaneey, Robbins, Scott, Wel-

ker and Wilson-13.

Mr. Bellamy moved to reconsider the vote just taken.

Mr. Galloway moved to lay the motion on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Bellamy, Burns, Colgrove, Cook, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Legg, Lindsay, Martindale, Moore of Carteret, Respass, Sweet and White—16.

Nays—Messrs. Barnes, Barrow, Beeman, Forkner, Graham, Long, Love, Mason, Melchor, Moore of Yancey, Murphy, Osborne, Robbins, Scott, Shoffner, Smith, Welker, Wynne and Wilson—19.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Forkner, Hayes, Lindsay, Long, Love, Mason, Melehor, Moore of Yaneey, Osborne, Robbins, Scott, Shoffner, Smith, Welker, Wynne and Wilson—19.

NAYS—Messrs. Bellamy, Burns, Colgrove, Cook, Eppes, Galloway, Hyman, Jones of Wake, Legg, Martindale, Moore of Carteret, Respass and Sweet—13.

The question being on the passage of the bill, (third reading,) Mr. Welker offered a substitute for section ——.

Mr. Lindsay moved to amend the substitute so as to make the salary of the Governor four thousand dollars.

The amendment of Mr. Lindsay was rejected by the following vote:

YEAS—Messrs. Barnes, Beeman, Beilamy, Graham, Lindsay, Long, Love, Mason, Melchor, Moore of Yaneey, Murphy, Osborne, Robbins, Scott and Smith—15.

NAYS—Messrs. Barrow, Burns, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Legg, Martindale, Moore of Carteret, Respass, Shoffner, Welker, White and Wynne—18.

The substitute offered by Mr. Welker was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barrow, Burns, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Legg, Martindale, Moore of Carteret, Moore of Yancey, Respass, Shoffner, Welker, White and Wynne—19.

NAVS—Messrs. Barnes, Beeman, Bellamy, Graham, Lindsay, Love, Mason, Melehor, Osborne, Robbins, Scott, Smith and Wilson—13.

Senate bill authorizing the Board of Education to invest the proceeds of sales and conversions in United States bonds and State bonds, was read third time and passed by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Colgrove, Cook, Forkner, Hayes, Hyman, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Wynne—26.

NAYS-Messrs. Bellamy and Moore of Yaneey-2.

Mr. Lindsay moved a reconsideration of the vote by which the Senate tabled Senate bill to exchange bonds issued to certain Rail Roads.

Mr. Moore, of Carteret, moved to lay the motion on the table.

The motion to table did not prevail by the following vote: YEAS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Eppes, Hayes, Legg, Long, Moore of Carteret, Moore of Yaneev, Respass and Smith—13.

NAYS—Messrs. Barnes, Barrow, Forkner, Graham, Hyman, Jones of Wake, Lindsay, Mason, Melchor, Murphy, Osborne, Robbins, Scott, Shoffner Welker, White and Wynne—17.

The motion to reconsider prevailed.

Mr. Respass moved to postpone the bill until Monday next at 12 o'clock, and make it a Special Order for that hour.

Mr. Moore, of Yancey, moved to postpone the bill indefinitely.

The motion to postpone indefinitely was not sustained by the following vote:

YEAS—Messrs. Brogden, Colgrove, Cook, Hayes, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey and Smith—10.

Navs—Messrs. Barnes, Barrow, Beeman, Eppes, Forkner, Graham, Hyman, Jones of Wake, Lindsay, Love, Mason, Melchor, Murphy, Osborne, Respass, Robbins, Scott, Shoffner, Welker, White, Wynne and Wilson—22.

The motion of Mr. Respass prevailed.

Engrossed House bill to authorize the Public Treasurer to supply temporary deficiencies in the Treasury was read third time.

Mr. Welker offered a substitute for the bill.

Mr. Welker moved to insert "July" after the word "April," in section one.

Adopted.

Mr. Hayes moved to insert "October."

Rejected.

Mr. Martindale moved to strike out "eight" and insert "six."

Mr. Moore, of Carteret, moved the previous question.

Agreed to.

The motion of Mr. Martindale was sustained by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Graham, Hayes, Lindsay, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Robbins, Scott, Shoffner, Welker, White and Wynne—20.

NAYS—Messrs. Barnes, Barrow, Beeman, Eppes, Forkner, Galloway, Hyman, Mason, Osborne, Respass, Smith and Wilson—12.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Burns, Colgrove, Cook, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Lindsay, Martindale, Moore of Carteret, Osborne, Scott, Shoffner, Smith, Welker and White—21.

NAYS—Messrs. Galloway, Graham, Love, Mason, Moore of Yancey, Respass, Robbins and Wilson—8.

Senate bill to amend certain sections of the Code of Civil Procedure passed third reading by the following vote:

YEAS—Messrs. Barrow, Beeman, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Love, Martindale, Moore of Carteret, Murphy, Osborne, Respass, Robbins, Scott, Shoffner, Smith, Welker and Wynne—22.

NAVS—Messrs. Barnes, Graham, Melchor, Moore of Yancey and Wilson—5.

The hour of 2 o'clock having arrived, the President declared the Senate adjourned.

WEDNESDAY, March 31st, 1869.

The Senate met at 10 o'eloek.

The President in the Chair.

The Journal of Tuesday was read and approve!.

Leave of absence was granted to Mr. Wilson from Saturday next to the 12th of April.

To Mr. Robbins for the balance of the week.

Mr. Burns presented a minority report concerning the Pen-

itentiary.

The House of Representatives concurred in Senate amendments to engrossed House bill to amend the charter of the Richmond Manufacturing Company.

Also, transmitted the following bills, which were read first

time and referred as stated:

Engrossed House bill authorizing the County Commissioners of Iredell County to levy a special tax.

To the Committee on Finance.

Engrossed House bill to authorize the Commissioners of Randolph and Buncombe Counties to levy a special tax,

To the Committee on Finance.

Engrossed House bill to protect Sheriffs in the sale of lands for the payment of taxes.

To the Judiciary Committee.

The House of Representatives concurred in Senate amendments to engrossed House bill to amend the Code of Civil Procedure.

Also, in Senate amendments to engrossed House bill to cure certain irregularities in certain sections of the Code of Civil Procedure.

And transmitted, with amendments, Senate bill to extend the time for certain widows to dissent from their husbands' wills.

The Senate concurred in the amendments.

Also, amendments to Senate bill to incorporate the Old North State Insurance Company.

The Senate concurred.

The House of Representatives also transmitted engrossed House bill to incorporate the Cape Fear Agricultural Society.

Read first time and placed on the calendar.

Engrossed House bill in relation to punishments.

Read first time and referred to the Judiciary Committee.

Engrossed House resolution in relation to the formation of new Counties was tabled, on motion of Mr. Brogden. Mr. Hyman moved a reconsideration of the vote by which the Senate passed, on third reading, engrossed House bill to authorize the Public Treasurer to borrow money.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Burns, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Mason, Scott, Smith, Sweet, Welker, White, Winstead and Wilson—23.

NAYS—Messrs. Brogden, Cook, Graham, Lindsay, Love, Martindale, Melchor, Moore of Carteret, Respass and Shoffner—10.

The amendment of Mr. Martindale, viz: striking out "eight" and inserting "six," was reconsidered, and "eight" was inserted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Burns, C. grove, Eaves, Eppes, Forkner, Galleway, Hyman, Jones of Wake, Lassiter, Legg, Long, Mason, Scott, Smith, Sweet, Welker, White, Winstead and Wilson—23.

Navs—Messrs. Brogden, Cook, Graham, Hayes, Lindsay, Love, Martindale, Melchor, Moore of Carteret, Osborne, Respass and Shoffner—12.

A motion to reconsider the vote just taken was, on motion, laid on the table.

Mr. Respass introduced a bill to regulate the fees of the Clerk of the Supreme Court.

Read first time and referred to the Committee on Salaries and Fees.

Mr. Moore, of Carteret, introduced a bill authorizing the Superintendent of Public Works to employ two laborers to aid in constructing a Turnpike Road in Carteret County.

The rules were suspended and the bill passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Burns, Eaves, Etheridge, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Martindale, Melehor, Moore of Carteret, Moore of Yancey, Respass, Scott, Shoffner, Sweet, Welker, White, Winstead and Wilson—26.

NAYS-Messrs. Eppes and Graham-2.

Mr. Love gave notice of his intention to introduce a bill repealing an ordinance of the Convention, relating to the pardon of officers and soldiers of the Confederate service.

Mr. Forkner introduced a bill prohibiting the sale of intoxicating liquors on the line of the North-Western North Carolina Rail Road.

Read first time and placed on the calendar.

The hour of the Special Order having arrived, Senate bill to provide for the erection of a Penitentiary was taken up and read second time.

Mr. Barrow moved to strike out "Greensboro', Guilford County."

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Beeman, Bellamy, Brogden, Burns, Colgrove, Cook, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Mason, Moore of Carteret, Moore of Yaneey, Respass and Smith—20.

Navs—Messrs. Barnes, Forkner, Lindsay, Love, Martindale, Melchor, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—13.

Mr. Brogden moved to insert "Raleigh, Wake County."

Mr. Cook moved to amend the amendment by inserting "Selma, Johnston County."

The amendment to the amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Colgrove, Cook, Galloway, Hayes, Moore of Carteret, Scott, Sweet and White—12.

Navs-Messrs. Beeman, Burns, Eaves, Eppes, Forkner, Graham, Hyman, Jones of Wake, Lassiter, Legg, Lindsay,

Love, Mason, Martindale, Melchor, Moore of Yaneey, Osborne, Respass, Shoffner, Smith, Welker, Winstead and Wilson—23.

Mr. Barrow moved to amend the amendment by inserting Lockville in Chatham County."

The same was rejected by the following vote:

YEAS—Messrs. Barrow, Burns, Colgrove, Cook, Eaves, Eppes, Forkner, Hayes, Hyman, Lassiter, Lindsay, Martindale, Respass, Scott, Wynne and Winstead—16.

NAVS—Messrs. Barnes, Beeman, Bellamy, Brogden, Galloway, Graham, Jones of Wake, Legg, Long, Love, Melehor, Moore of Carteret, Moore of Yaneey, Osborne, Shoffner, Smith, Sweet, Welker, White and Wilson—20.

Mr. Barrow moved to amend the amendment by inserting "at or near the Gulph, in Chatham County."

The amendment was rejected by the following vote:

YEAS—Messrs. Barrow, Burns, Colgrove, Cook, Eppes, Forkner, Hayes, Hyman, Lassiter, Lindsay, Martindale, Respass, Scott and Welker—14.

NAYS—Messrs. Barnes, Beeman, Bellamy, Brogden, Eaves, Galloway, Graham, Jones of Wake, Legg, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Shoffner, Smith, Sweet, White, Winstead and Wilson—22.

Mr. Osborne moved to amend the amendment by inserting "Salisbury, Rowan County."

The same was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Bellamy, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Lindsay, Long, Love, Mason, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Osborne, Respass, Seott, Shoffner, Smith, Welker, Wynne, Winstead and Wilson—29.

Navs -Messrs. Brogden, Burns, Graham, Jones of Wake, Lassiter and White-6.

The amendment as amended was adopted, and Salisbury, Rowan Connty, inserted by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Eaves, Forkner, Lindsay, Long, Love, Mason, Melchor, Moore of Yaneey, Os-

borne, Scott, Shoffner, Smith, Welker, Winstead and Wilson —18.

NAYS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Eppes, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Respass, White and Wynne—17.

Mr. Barrow moved to strike out all after the word "County," section 1.3

Adopted.

Mr. Galloway moved to refer to the Committee on the Penitentiary.

Not agreed to.

The bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Eaves, Forkner, Graham, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Osborne, Respass, Shoffner, Smith, Welker, Winstead and Wilson—19.

Nays—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Scott, White and Wynne—16.

Mr. Barrow moved to reconsider the vote by which the bill-passed third reading.

When the hour of 2 o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

A call of the House being ordered, the roll was called, and the following Senators answered to their names:

Messrs. Barnes, Barrow, Beeman, Burns, Cook, Eppes, Fork-

ner, Graham, Hyman, Lassiter, Martindale, Melchor, Moore of Carteret, Osborne, Respass, Smith, Welker and White—Total 18.

Absent without leave:—Messrs. Bellamy, Brogden, Colgrove, Eaves, Galloway, Hayes, Hyman, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Moore of Yancey, Scott, Shoffner, Sweet, Wynne, Winstead and Wilson—Total 20.

Messrs. Lindsay and Mason were excused on account of sickness.

A quorum now appearing, on motion of Mr. Beeman, further proceedings under the call were stopped.

A message was received from the House of Representatives, announcing the concurrence of that body to Senate amendments to engrossed House bill to authorize the Public Treasurer to borrow money.

Mr. Legg was allowed to record his vote in the negative on the passage, on second reading, of Senate bill to provide for the erection of a Penitentiary.

The unfinished business, being the consideration of Senate bill to provide for the erection of a Penitentiary, on second reading, the same was taken up.

The question was on the motion of Mr. Barrow to reconsider the vote by which the bill passed second reading.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Colgrove, Cook, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Respass, Scott and White—17.

NAVS—Messrs. Barnes, Beeman, Forkner, Graham, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Osborne, Shoffner, Smith, Welker, Winstead and Wilson—16.

The question being on the passage of the bill its second reading, Mr. Moore, of Carteret moved to limit each member to five minutes' debate.

Mr. Galloway moved to lay the motion on the table.

The motion did not prevail by the following vote:

YEAS-Messrs. Bellamy, Brogden, Burns, Colgrove, Cook,

Galloway, Hayes, Hyman, Jones of Wake, Legg, Martindale, Moore of Carteret and Scott—13.

Navs—Messrs. Barnes, Barrow, Beeman, Eppes, Forkner, Graham, Lassiter, Long, Love, Mason, Melchor, Osborne, Respass, Smith, Welker, White, Winstead and Wilson—18.

Mr. Barrow moved that the bill be considered by sections.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Eppes, Forkner, Graham, Hyman, Jones of Wake, Lassiter, Mason, Melchor, Osborne, Respass, Scott, Smith, White, Winstead and Wilson—18.

Navs—Messrs. Beeman, Bellamy, Burns, Colgrove, Galloway, Hayes, Legg, Love, Martindale, Moore of Carteret and Shoffner—11.

Mr. Burns moved to adjourn.

The motion was lost.

Mr. Brogden moved to strike out section 1.

The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Colgrove, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Martindale, Moore of Carteret and Respass—15.

Nays—Messrs. Barnes, Barrow, Beeman, Cook, Forkner, Graham, Lindsay, Long, Love, Mason, Melehor, Osborne, Seott, Shoffner, Smith, Welker, White, Winstead and Wilson—19.

Mr. Barrow moved to insert after the words "granite rock," line 17, section 2, "or ground sandstone."

The amendment was adopted by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Colgrove, Cook, Eaves, Eppes, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Lindsay, Martindale, Osborne, Respass, Scott, White, Winstead and Wilson—21.

NAVS—Messrs. Barnes, Beeman, Galloway, Long, Love, Mason Melehor, Shoffner, Smith, and Welker—10.

Mr. Winstead moved to fill the blank in section 4 with the names of Alfred Dockery, Samuel F. Patterson and C. L. Harris.

Mr. Galloway moved to insert the name of Alfred Howe.

Mr. Martindale moved to insert the names of Alfred Dockery, S. F. Patterson, C. L. Harris, Alfred Howe and John Watts.

The motion was lost.

Mr. Colgrove moved to insert "five Commissioners."

The motion prevailed by the following vote:

YEAS—Messrs. Barrow, Brogden, Burns, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Martindale, Osborne, Smith, Welker and Winstead—17.

NAYS—Messrs. Barnes, Eaves, Graham, Lindsay, Long, Love, Mason, Melchor, Respass, Scott, Shoffner, White and Wilson—13.

Mr. Brogden nominated C. L. Harris, who, receiving a majority of votes, was elected.

Mr. Barrow nominated Alfred Dockery.

Mr. Hayes nominated G. W. Welker.

Mr. Dockery received twenty votes.

Those who voted for Mr. Dockery were:

Messrs. Barrow, Brogden, Burns, Colgrove, Eaves, Eppes, Forkner, Galloway, Graham, Hyman, Jones of Wake, Lassiter, Lindsay, Osborne, Respass, Scott, Smith, White, Winstead and Wilson—20.

Mr. Welker received eight votes.

Those who voted for Mr. Welker were:

Messrs. Cook, Hayes, Long, Love, Mason, Martindale, Melchor and Shoffner—8.

Mr. Dockery, receiving a majority of votes, was elected.

Mr. Galloway nominated Mr. Howe.

Mr. Shoffner nominated S. F. Patterson.

Mr. Patterson received seventeen votes.

Those who voted for Mr. Patterson were:

Messrs. Barnes, Barrow, Brogden, Eaves, Graham, Jones of

Wake, Lassiter, Lindsay, Love, Mason, Osborne, Respass, Scott, Shoffner, Smith, Winstead and Wilson—17.

Mr. Howe received eleven votes.

Those who voted for Mr. Howe were:

Messrs. Burnes, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Martindale, Welker and White—11.

Mr. Patterson, receiving a majority of votes, was elected.

Mr. Osborne nominated Alfred Howe.

Mr. Berrow nominated L. W. Boon.

Mr. Love nominated Dr. A. B. Chapin.

Mr. Boon received eleven votes.

Those who voted for Mr. Boon were:

Messrs. Barrow, Eaves, Eppes, Hyman, Lassiter, Long, Martindale, Respass, Shoffner, Smith and White—11.

Mr. Howe received eleven votes.

Those who voted for Mr. Howe were:

Messrs. Brogden, Burns, Colgrove, Cook, Galloway, Hayes, Jones of Wake, Osborne, Scott, Welker and Winstead—11.

Dr. A. B. Chapin received four votes.

· Those who voted for Dr. Chapin were:

Messrs. Lindsay, Love, Mason and Wilson-4.

Neither candidate receiving a majority of the whole number of votes cast, it was declared no vote.

When another ballot was ordered.

On motion of Mr. Respass, it was agreed that only the two candidates receiving the highest number of votes be voted for.

When the name of A. B. Chapin was dropped.

On motion of Mr. Smith, the Senate adjourned.

THURSDAY, APRIL 1st, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Wednesday was read and approved.

Leave of absence was granted Mr. Graham for Saturday next.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably on engrossed House bill to abolish the office of Councilmen in the City of Newbern.

On motion of Mr. Sweet, the rules were suspended to put the bill on its passage.

The bill was read second time.

Mr. Martindale offered an amendment submitting the matter to a vote of the eitizens of Newbern.

Adopted.

Mr. Sweet moved to strike out "2d Tuesday of May," and insert "2d Monday after the ratification of this aet."

Mr. Lindsay moved to lay the bill and amendment on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Eaves, Galloway, Jones of Wake, Lassiter, Lindsay, Love, Osborne, Welker, Winstead and Wilson—13.

NAYS—Messrs. Barnes, Beeman, Burns, Colgrove, Eppes, Forkner, Graham, Hayes, Legg, Long, Mason, Martindale, Melchor, Moore of Carteret, Respass, Shoffner, Smith, Sweet and White—19.

The amendment of Mr. Sweet was adopted.

Mr. Moore, of Carteret, moved an amendment to section 6. Adopted.

The bill, as amended, was rejected by the following vote:

YEAS—Messrs. Barnes, Beeman, Burns, Colgrove, Forkner, Hayes, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Respass, Shoffner, Smith, Sweet and White—15.

Nays-Messrs. Barrow, Bellamy, Brogden, Eaves, Eppes,

Galloway, Jones of Wake, Lassiter, Legg, Lindsay, Love, Osborne, Scott, Welker, Winstead and Wilson—16.

Mr. Forkner, for the Committee on Internal Improvements, reported favorably on Senate bill to construct and extend the Dan River Rail Road.

Also, Senate bill to revive and amend the charter of the Tuckasege and Nantihala Turnpike Company.

Mr. Love moved a suspension of the rules to enable him to present a petition.

Not agreed to.

Mr. Osborne, for the Judiciary Committee, reported favorably on engrossed House bill in relation to punishments.

Mr. Respass, from the Committee on Salaries and Fees, reported fovorably on Senate bill in relation to fees of the Clerk of the Supreme Court.

Mr. Love presented a petition from the citizens of Cherokee County.

Referred to the Judiciary Committee.

Mr. Osborne gave notice of his intention to introduce a bill to incorporate the Bank of Mecklenburg.

Mr. Graham, of a bill to repeal sections 8, 9 and 10 of the act suspending the Code of Civil Procedure.

Mr. Smith introduced a bill in relation to the Atlantic and Tennessee Rail Road.

Mr. Smith moved a suspension of the rules to put the bill on its passage.

Mr. Hayes moved to refer the bill to the Committee on Internal Improvements.

Not agreed to.

The motion to suspend the rules did not prevail, when the bill was placed on the calendar.

The unfinished business, being the consideration, on second reading, of Senate bill to provide for the erection of a Penitentiary, the same was taken up.

The question was on filling the blank in section 4, Messrs. Alfred Howe and L. W. Boon being in nomination.

The roll was called. The following voted for Mr. Boon: Messrs. Barrow, Beeman, Hyman, Lassiter, Long, Martindale, Respass, Shoftner and White—9.

The following voted for Mr. Howe:

Messrs. Bellamy, Brogden, Burns, Colgrove, Eaves, Forkner, Galloway, Graham, Hayes, Jones of Wake, Melchor, Moore of Carteret, Osborne, Scott, Smith, Welker and Winstead—17.

Mr. Howe, receiving a majority of the votes cast, was declared elected.

Mr. Moore, of Carteret, nominated Mr. M. J. Davis.

Mr. Martindale nominated John Watts.

Mr. Respass nominated Mr. G. W. Welker.

Mr. Welker received 31 votes as follows:

Messrs. Barnes, Barrow, Beeman, Bellamy, Brogden, Burns, Colgrove, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Smith, Sweet, White, Winstead and Wilson—31.

Mr. Watts received one vote, viz: Mr. Welker.

Mr. Melvin J. Davis received one vote, viz: Mr. Moore, of Carteret.

Mr. Welker, receiving a majority of the whole number of votes, was elected.

Section 5 was read.

Mr. Barrow moved to fill the blank with \$50,000.

Adopted.

Mr. Barrow moved to insert in section 5, line 5, after the word "year," as follows: "to levy a tax of one-twentieth of one per cent. on all the taxable property of the State for this purpose."

Not agreed to.

Mr. Jones, of Wake, moved to insert in section 5 after the word "Penitentiary," as follows, viz: "together with the necessary implements and machinery for the profitable employment of the convicts therein."

Adopted.

Mr. Osborne moved to amend section 5 as follows: "That said sum is appropriated from the taxes collected by the revenue bill, ratified the 1st day of April, 1869, and that said act be so amended as to embrace this appropriation."

Adopted.

Mr. Hayes moved to add the following proviso to section 7:

"Provided, That the Commissioners shall not pay out any portion of the sum anthorized by section 5, until all of the proposals for the erection of the Penitentiary shall be complied with." Also, strike out in lines 5 and 6 the words "to be provided for by the contractors under their direction."

Adopted.

As amended, the bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Eaves, Forkner, Graham, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Osborne, Shoffner, Smith, Sweet, Welker, Winstead, and Wilson—20.

NAYS—Messrs. Bellamy, Burns, Colgrove, Cook, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Legg, Martindale, Moore of Carteret, Respass and White—14.

Mr. Graham moved a suspension of the rules to consider certain bills prepared by the Code Commissioners, on the calendar.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Colgrove, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Lassiter, Legg, Lindsay, Long, Martindalc, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Smith, Sweet, Welker, White, Winstead and Wilson—30.

Navs—Messrs. Bellamy, Cook, Jones of Wake, Love and Mason—5.

Code bill in relation to landlord and tenant was taken up and passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beeman, Brogden, Burns, Eaves, Eppes, Forkner, Galloway, Graham, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Osborne, Respass, Scott, Shoftner, Smith, Sweet, Welker, White and Winstead—30.

Nays-None.

Code bill to amend Title XXI of the Code of Civil Procedure passed second and third readings.

Code bill to establish a Bureau of Agriculture and Immigration was taken up and read second time.

The amendments offered by the Committee on Agriculture and Mining, viz: to strike out sections 2 and 3, were adopted.

Mr. Jones, of Wake, moved to amend Article XI, section 5, by striking out the word "and" in next to last line and adding "and such citizens of the State as shall have paid into the Treasury of the Society during the year, the sum of two dollars."

Also, by adding the following to section 2, Article XI:

"At all meetings of the Society, upon the request of the delegates of any eight Counties, the vote on any question shall be taken by Counties, and each County represented shall be entitled to the same number of votes as it has in the House of Representatives of the General Assembly."

The amendments were adopted.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messis Barnes, Barrow, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Smith, Sweet, Welker, and Winstead—29.

Nays-Messrs. Hyman and Wilson-2.

Code bill to provide forms for civil proceedings before Magistrates passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Smith, Sweet, Welker, White, Winstead and Wilson—31.

NAYS-None.

The President ratified:

An act to amend the charter of the Town of Henderson.

Resolution in favor of Wm. G. Hix, late Sheriff of Wilkes County.

An act to amend section 4 of an act to incorporate the Wilmington Hook and Ladder Company, ratified February 26th, 1867.

An act to incorporate the Trustees of the Tuckasege Baptist High School, in the County of Macon.

An act supplemental to, and amendatory of, an act in regard to the Western North Carolina Rail Road Company.

An act to make certain amendments to the Code of Civil Procedure.

An act to amend the charter of Silver Valley Mining Company.

An act for the relief of J. A. Long, Sheriff of the County of Richmond.

An act to authorize the Commissioners of Northampton County to levy a tax for special purposes.

An act to incorporate the Joseph C. Abbott Fire Relief Association of Wilmington, North Carolina.

An act to amend an act concerning the Register of Deeds, ratified August 21st, 1868.

Joint resolution to adjourn April 12th, 1869.

An act to authorize and empower Reuben King, late Sheriff of Robeson County, to collect arrears of taxes.

An act to amend an act to incorporate the University Rail Road.

An act to amend Title VII, section 72, of the Code of Civil Procedure.

An act for the relief of Jesse Sumner, Sheriff of the County of Buncombe.

An act to provide for the appointment of entry takers.

An act concerning public bridges and roads in the County of Robeson.

An act to cure certain irregularities in the mode of commencing certain actions, and to amend certain sections of the Code of Civil Procedure.

An act to raise revenue.

An act to authorize the Commissioners of Rockingham County to levy a special tax for the purpose of building and repairing bridges in said County.

Code bill entitled "fences," passed second reading.

The hour of 2 o'clock having arrived, the President declared the Senate adjourned.



FRIDAY, April 2d, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Thursday was read and approved.

Mr. Brogden presented the following protest to be entered on the Journal, respecting the action of the Senate in the case of Wm. M. Robbins, Senator from Rowan, receiving twenty dollars from J. W. Stephens:

The undersigned, members of the Senate, desire to vindicate the truth of history relative to Wm. M. Robbins, Senator

from Rowan, who was accused of having received money for advocating the passage of a resolution in the Senate in favor of John W. Stephens.

The facts in this case are unquestionable and conclusive. At the summer session of 1868, John W. Stephens was a contestant for a seat in the Senate, but failed to establish his right to it. A resolution was then introduced to pay him for mileage and *per diem* as a Senator and was voted down by the Senate.

But the next morning, according to the evidence, Wm. M. Robbins agreed with John W. Stephens to try to get a reconsideration of the resolution, and if he secured its passage, he was to be paid twenty dollars. Whercupon, John W. Stephens, in his evidence upon this subject before the Committee on Bribery and Corruption, declares as follows:

"Mr. Robbins did appear in my behalf and I succeeded in getting my per diem, when I paid Mr. Robbins the twenty dollars."

Thus the fact is proved and admitted, that Stephens paid Robbins the money near the door of the Treasurer's office, as soon as he received it from the Treasury.

Now, if Mr. Robbins acted inadvertently, it is indeed remarkable that he did not happen to recollect the transaction from the 22d of August, the day he received the money, until some time in January, when the matter was about to be exposed, and when he learned that he was accused with having received and accepted money for advocating in the Senate a resolution in favor of John W. Stephens. He denied it; and in a conversation with Stephens upon the subject, he said that he had understood that rumors of the transaction were afloat, and he wished him (Stephens) to deny the whole matter; that he (Robbins) had made up his mind to do so; that if the facts were made public he (Robbins) and Stephens would be eternally damned.

We believe that no man should take advantage of his own

wrong. In Courts of justice jurors are sworn to true verdicts given according to the evidence. The law arises out of the fact, and until the fact be settled the law cannot apply. In the case now under consideration the fact is settled, that Wm. M. Robbins did advocate the passage of a certain resolution in the Senate in behalf of John W. Stephens.

The intentions of men are known only to themselves and their God; and those who may hereafter look over the record of the proceedings of the Scnate upon this subject, will know nothing of the intentions of Senators, but may judge of them only by their acts and deeds.

We are informed by the Apostles of Divine truth that Judas went in to the chief priests and enquired of them what they would give him to deliver Jesus unto them. And they covenanted with him for "thirty pieces of silver." We can only judge of the intentions of Judas by the record of his acts. And those who may read in future years the proceedings of the present Scnate relative to Wm. W. Robbins, can only judge of his intentions by the record of his acts.

Whatever may be said as to his intentions, the truth is undeniable that he did receive money from John W. Stephens, and that he did advocate the passage of a resolution in the Senate to pay Stephens for mileage and *per diem* as a Senator, when he had not served in the Senate a single day.

In January last, Robbins stated to Stephens that he did not want the transaction to be known, and requested him to deny the charge; but Stephens refused to deny it and Robbins soon afterwards confessed it.

While we are deeply sensible of our own weakness and imperfections, and are ever ready and willing to make all necessary and proper allowances for the errors, vices, faults and frailties of poor human nature, yet we are reluctantly constrained to regard such prevarication and shuffling as improper and wrong, and utterly inconsistent with the fidelity and virtue that should characterize a member of the Senate, and we therefore enter our protest against the decision of the

Senate upon this question, and against the act of Wm. M. Robbins, who received money for advocating the passage of a certain resolution in the Senate.

We declare our firm purpose and determination to maintain and preserve bright and untarnished, as far as possible, the honor and dignity of the Senate of North Carolina.

For the foregoing reasons and considerations, we voted (Thursday, February 4th,) for a resolution to vacate the seat of Wm. M. Robbins, Senator from the County of Rowan.

Respectfully submitted,

C. H. Brogden,
James Blythe,
John A. Hyman,
Henry Eppes,
N. B. Bellamy,
Wm. Barrow,
J. H. Davis,
S. P. Smith,
Silas Burns,
Willie D. Jones,
W. A. Moore, of Carteret,
E. Legg,
E. A. White.

Mr. Forkner, for the Committee on Internal Improvements, reported favorably on the following bills:

Senate bill to amend the charter of the Greenville and French Broad Rail Road.

Engrossed House bill to establish a ferry across north-east branch of Cape Fear River.

Mr. Winstead, from the Judiciary Committee, reported a substitute for engrossed House bill in reference to persons going masked.

Also, reported favorably on the following bills:

Engrossed House bill to protect Sheriffs in the sale of land for judgment of taxes.

Engrossed House bill authorizing the Secretary of State to turnish copies of the Code of Civil Procedure to County Commissioners.

Mr. Moore, of Carteret, for the Committee on Corporations, reported favorably on the following bills:

Senate bill to incorporate the McLean Hook and Ladder Company, of Fayetteville.

Engrossed House bill to amend the charter of the Town of Statesville.

Mr. Martindale, from the Committee on Internal Improvements, reported favorably on engrossed House bill to amend the charter of the Cheraw and Coalfield Rail Road Company.

Mr. Brogden, for the Committee on Finance, reported favorably on the tollowing bills and resolution:

Senate bill for the relief of R. K. Ferrell.

A substitute for engrossed House resolution in favor of M. L. Wiggins, R. Y. McAden and R. C. Harper.

Engrossed House bill to allow the Commissioners of Randolph, Buncombe, Halifax and Iredell Counties to levy special taxes.

The House of Representatives transmitted the following bills and resolution, which was read first time and referred as stated:

Engrossed House bill for the relief of Jas. D. Todd.

To the Committee on Claims.

Engrossed House bill to amend chapter 44, section 5, of laws of Special Session, 1868.

To the Judiciary Committee.

Engrossed House bill to authorize the Commissioners of Duplin County to levy a special tax.

Placed on the calendar.

Engrossed House bill to incorporate the Phoenix Transportation Company.

To the Committee on Corporations.

Joint resolution in favor of Jacob Siler.

To the Committee on Claims.

Engrossed House bill in favor of David Loftin.

To the Committee on Propositions and Grievances.

Engrossed House bill to Incorporate Jamestown, Guilford County.

Placed on the ealendar.

Engrossed House bill authorizing the Commissioners of Madison County to levy a special tax.

To the Committee on Finance.

A message was received from the House of Representatives, announcing the concurrence of that body in Senate amendments to engrossed House bill providing salaries for the Governor and Public Treasurer; and transmitting engrossed House bill concerning Entry Takers.

Read first time and, on motion of Mr. Graham, the rules were suspended and the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melelior, Moore of Yaneey, Osborne, Respass, Scott, Shoffner, Smith, Sweet, Welker, White, Winstead and Wilson—34.

NAY-Mr. Bellamy-1.

The House of Representatives transmitted engrossed House bill concerning the charter of the Town of Salisbury.

Read first time and placed on the ealendar.

Mr. Osborne introduced a bill to charter the Bank of Mecklenburg.

Read first time and referred to the Committee on Finance. Senate bill in relation to public land was read third time, and, on motion of Mr. Respass, was indefinitely postponed.

Senate bill in relation to County Treasurers was read third time.

On motion of Mr. Graham, the rules of the Senate requiring the yeas and nays on third reading of private bills were suspended, except in eases where nuder the Constitution they are required to be taken. The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Blythe, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Smith, Sweet, Welker, Winstead and Wilson—31.

NAYS-None.

Code bill concerning proceedings in contempt, and Code bill in relation to division fences passed third reading.

Leave of absence was granted the President from Monday next until the following Saturday.

On motion of Mr. Respass, the rules were suspended and Senate bill in relation to the fees of the Clerk of the Supreme Court passed second and third readings.

Mr. Love moved a suspension of the rules to take up Senate bill to provide for the erection of a Penitentiary.

The motion did not prevail by the following vote:

YEAS—Messrs. Eaves, Lindsay, Long, Love, Melchor, Moore of Yancey, Shoffner, Welker, White and Winstead—10.

Nays—Messrs. Barnes, Barrow, Bellamy, Burns, Blythe, Eppes, Forkner, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Martindale, Moore of Carteret, Osborne, Respass, Scott, Smith and Sweet—20.

Code bill to prescribe the duties of State officers passed second reading, was referred to the Committee on Finance and made a Special Order for Tuesday next at 11 o'clock.

Code bill to amend chapter 40, Revised Code, passed second and third readings.

Mr. Welker introduced a bill providing for a line of steamers from Norfolk, Va., to Flushing in Holland.

Read first time, ordered to be printed and placed on the calendar.

Code bill to amend section 144 passed second and third readings.

Code bill to prevent the taking of illegal fees passed third reading.

Code bill to add another section, to be numbered section 460, to the Code of Civil Procedure passed second and third readings.

Mr. Respass moved a suspension of the rules to alter the time of adjournment of morning sessions.

Agreed to.

When, on motion of Mr. Respass, it was

Ordered, That hereafter the Senate meet at $9\frac{1}{2}$ o'clock, A. M., and adjourn at $1\frac{1}{2}$ P. M., and that the evening sessions commence at 4 o'clock and adjourn at pleasure.

On motion of Mr. Winstead, it was

Ordered, That the Secretary of the Senate furnish the Senators with a printed list of all bills on the calendar, and of acts passed by the General Assembly since November 16, 1868.

Engrossed House bill to postpone the collection of special taxes was read third time.

Mr. Hayes moved to postpone the bill indefinitely.

The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Moorc of Carteret, Respass and Scott—13.

NAVS—Messrs. Barnes, Barrow, Brogden, Forkner, Graham, Lassiter, Legg, Long, Love, Melchor, Osborne, Shoffner, Smith, Welker, White, Winstead and Wilson—17.

The hour of $1\frac{1}{2}$ o'clock having arrived, the President declared the Senate adjourned.

AFTERNOON SESSION.

The Senate met at 4 o'clock.

The President in the Chair.

Mr. Brogden, from the Committee on Finance, reported favorably on Senate bill to incorporate the Bank of Charlotte.

Also, engrossed House bill to authorize the Commissioners of Madison County to levy a special tax.

Engrossed House bill to authorize the Commissioners of Sal-

isbury passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Cook, Eaves, Eppes, Galloway, Hayes, Hyman, Lassiter, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Johnston County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill to authorize the County Commissioners of Perquimans County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAYS-None.

Engrossed House bill to authorize the Commissioners of

Wayne County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Duplin County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAY-Mr. Graham-1.

Engrossed House bill to authorize the County Commissioners of Franklin County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill to authorize the County Commissioners of Wilson County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill to authorize the County Commissioners

of Sampson County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Eaves, Eppes, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Granville County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Beanfort County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—26.

NAY-Mr. Graham-1.

Engrossed House bill to authorize the Commissioners of Clay County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—28.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Al-

exander County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melehor, Moore of Carteret, Moore of Yaneey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill to anthorize the Commissioners of Pasquotank County to levy a special tax passed second reading by the following vote:

YEAS—Messis. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melehor, Moore of Carteret, Moore of Yaneey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAY-Mr. Respass-1.

Engrossed House bill to authorize the Commissioners of Riehmond County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melehor, Moore of Carteret, Osborne, Respass, Seott, Shoffner, Welker, White, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill authorizing the Commissioners of Maeon County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Respass, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAYS-None.

Engrossed House bill to authorize the Commissioners of

Robeson County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melehor, Moore of Carteret, Osborne, Respass, Scott, Shoffner, Welker, White, Winstead and Wilson—28.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Brunswick County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Yaneey, Osborne, Respass, Scott, Shoffner, Welker, White, Winstead and Wilson—28.

NAYS-None.

Engrossed House bill authorizing the Commissioners of Newbern to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker White, Winstead and Wilson—26.

Nay-Mr. Respass-1.

Engrossed House bill authorizing the Commissioners of Martin County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAYS-None.

Engrossed House bill authorizing the County Commission-

ers of Halifax County to levy a special tax passed second read-

ing by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Lassiter, Legg, Long, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Scott, Shoffner, Welker, White, Winstead and Wilson—25.

Nay-Mr. Respass-1.

Engrossed House bill authorizing the Commissioners of Randolph County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAYS-None.

Engrossed House bill authorizing the County Commissioners of Iredell County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Lassiter, Legg, Long, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Welker, White, Winstead and Wilson—26.

Nays-None.

Engrossed House bill authorizing the Commissioners of Buncombe County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Long, Melchor, Moore of Carteret, Moore of Yancey, Respass, Scott, Shoffner, Welker, White, Winstead and Wilson—26.

NAY-Mr. Osborne-1.

Engrossed House resolution in favor of M. L. Wiggins and

others was rejected on second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Galloway, Hyman, Jones of Wake, Lassiter, Melehor, Osborne, Respass, Winstead and Wilson—13.

Nays—Messrs. Cook, Eaves, Eppes, Forkner, Hayes, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yancey, Shoffner, Welker and White—14.

Engrossed House bill authorizing the Commissioners of Greene County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Osborne, Respass, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAYS-None.

Engrossed House bill authorizing the Commissioners of Yaneey and Mitchell Counties to levy a special tax passed second reading by the following vote:

Yeas—Messrs. Barnes, Barrow, Brogden, Burns, Cook' Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Welker, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Transylvania County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hyman, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Osborne, Respass, Seott, Shoffner, Welker, White, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill to authorize the Commissioners of

Columbus County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Osborne, Respass, Scott, Shoffner, White, Winstead and Wilson—26.

NAYS - None.

Engrossed House bill authorizing the County Commissioners of Stanley County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Welker, White, Winstead and Wilson—27.

NAYS-None.

Engrossed House bill authorizing the Commissioners of Wake County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Welker, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill authorizing the County Commissioners of Washington and Beaufort Counties to levy a special tax passed second reading by the following vote:

YEAS—Messsrs. Barnes, Barrow, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Welker, Winstead and Wilson—26.

NAYS-None.

Engrossed House bill authorizing the County Commissioners

of Yadkin County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Cook, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melelor, Moore of Carteret, Moore of Yancey, Osborne, Respass, Scott, Shoffner, Welker, Winstead and Wilson—27.

NAYS-None.

Engrossed House bill to give Clay County the benefit of her own bonds passed second reading by the following vote:

YEAS—Messrs. Barrow, Brogden, Burns, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Long, Love, Melchor, Osborne, Respass, Scott, Shoffner, Welker, Winstead and Wilson—20.

NAYS—Messrs. Barnes, Bellamy, Cook, Lassiter, Martindale and Moore of Carteret—6.

On motion, the Senate adjourned.

SATURDAY, APRIL 3d, 1869.

The Senate met at 10 o'clock.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Moore, of Carteret, for the Committee on Corporations, reported, with an amendment, Engrossed House bill to incorporate the Phænix Transportation Company.

Mr. Lindsay, from the Committee on Claims, reported favorably on joint resolution concerning Jacob Tiler, State Agent.

Resolution in favor of John A. Oates.

Resolution in favor of A. L. Parton, of Macon County.

And unfavorably on Senate resolution in relation to the Chairman of the late Board of Education.

Mr. Welker, for the Committee on Education, reported favorably on Senate bill to amend the charter of the Mecklenburg Female College.

Also, House resolution concerning an appropriation and repairing the University.

Engrossed House bill to authorize the Commissioners of Washington and Rutherford Counties to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Love, Martindale, Melchor, Moore of Carterct, Moore of Yancey, Murphy, Osbornc, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill to authorize the Board of Commissioners of Wilson County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Mnrphy, Osborne, Respass, Scott, Shoffner, Smith, Sweet, Welker, White, Winstead and Wilson—34.

NAYS-None.

Engrossed House bill to provide for the levying of a special tax for the County of Beaufort passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yan-

cey, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—33.

NAYS-None.

Engrossed House bill to authorize the Commissioners of Granville County to levy a special tax passed third reading.

Engrossed House bill to authorize the Commissioners of Transylvania County to levy a special tax was read third time.

Mr. Blythe moved to amend by inserting the County of Henderson.

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—33.

NAYS-None.

Senate bill to authorize the County Commissioners of the County of Martin to levy a special tax was read third time.

Mr. Martindale moved to amend by striking out "three times" and inserting "twice."

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Sweet, Welker, White and Winstead—33.

NAYS-None.

Engrossed House bill to give Clay County the benefit of her own bonds passed third reading by the following vote:

YEAS-Messrs. Brogden, Burns, Blythe, Eppes, Forkner,

Hyman, Jones of Wake, Legg, Love, Moore of Yancey, Respass, Scott, Shoffner, Smith, Sweet and Welker—16.

Navs-Messrs. Barnes, Barrow, Colgrove, Hayes, Lassiter, Lindsay, Long, Martindale, Murphy and Winstead-10.

Engrossed House bill to authorize the Commissioners of Halifax County to force the collection of taxes passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shofiner, Smith, Welker, White and Winstead—31,

NAYS-None.

Engrossed House bill to authorize the County Commissioners of Sampson County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

Nays--None.

Engrossed House bill to authorize Clay County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill to allow the Commissioners of Alexander County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long,

NAYS-None.

Engrossed House bill to authorize the Commissioners of the County of Pasquotank to levy an extra tax for certain purposes passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melcher, Murphy, Osborne, Repass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill to allow the Commissioners of Yadkin County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Wiustead—31.

NAYS-None.

Engrossed House bill to allow the County Commissioners of Richmond County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill authorizing the County Commissioners of Macon County to levy a special tax for special purposes passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long,

NAYS-None.

Engrossed House bill to authorize the Commissioners of Robeson County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Senate bill to allow the Commissioners of Brunswick County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill to allow the County Commissioners of Randolph County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill authorizing the Commissioners of Iredell County to levy a special tax passed third reading by the following vote:

YEAS—Messis. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long,

NAYS-None.

Engrossed House bill to allow the Commissioners of Buncombe County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill for raising additional revenue in the County of Greene passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill to allow the County Commissioners of Mitchell and Yancey Counties to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill to allow the County Commissioners of Wake County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long,

NAYS-None.

Senate bill to allow the Commissioners of Columbus County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Engrossed House bill to authorize the County Commissioners of Stanley County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Mclehor, Murphy, Osborne, Respass, Scott, Shoffner, Smith, Welker, White and Winstead—31.

NAYS-None.

Senate bill to repeal sections 2 and 15 of an act to incorporate the Medical Society of the State of North Carolina was read second time, and, on motion of Mr. Murphy, was postponed until the fourth Monday of November next.

Engrossed House bill declaring David Bean a citizen of Cleaveland County was read second time and tabled.

The following bills passed second and third readings, viz:

Senate bill to incorporate Union Lodge of A. Y. M., in the County of Forsyth.

Senate bill to incorporate the Robeson County Agricultural Society.

Senate bill to incorporate the North Carolina Fertilizing Company.

Senate bill to amend an act for the preservation of the pub-

lie health of the Port of Wilmington by establishing suitable quarantine regulations.

Senate bill to prevent the sale of spirituous liquors within five miles of Rutherford Seminary.

Senate bill to incorporate the Coopers' Association, Wilmingmington, North Carolina.

Senate bill to incorporate Pine Forest Lodge, No. 186, A. Y. M.

Senate bill to incorporate the Buckhorn Mining and Manufacturing Company.

Senate bill to incorporate the Raleigh Trotting Park Association was read second time, and, on motion of Mr. Welker, was tabled by the following vote:

Yeas—Messrs. Barnes, Brogden, Blythe, Eaves, Eppes, Forkner, Hyman, Lassiter, Legg, Lindsay, Long, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Robbins, Smith, Welker, White, Wynne, Winstead and Wilson—23.

Nays—Messrs. Barrow, Bellamy, Colgrove, Cook, Davis, Galloway, Hayes, Jones of Wake, Love, Martindale and Scott—11.

Senate bill to incorporate the Germania Land Company of North Carolina was read second time.

Mr. Davis moved to amend by adding the names of John Crane, of Greensboro', and S. M. Cole, of Baltimore, Maryland.

The amendment was adopted.

As amended, the bill passed second and third readings.

The following bills passed second and third readings:

Senate bill to incorporate the Asheboro' and Albemarle Rail Road Company.

Senate bill to incorporate the Old North State Immigration and Land Company.

Senate bill to incorporate the McLean Hook and Ladder Company, No. 1, of the Town of Fayetteville.

Senate bill for the relief of Rufus K. Ferrell, late Sheriff.

Senate bill empowering Rufus Galloway, late Sheriff, to collect arrears of taxes.

Senate bill for the relief of Rufus Galloway, late Sheriff of Brunswick County.

Senate bill to prohibit the sale of spirituous liquors on the line of the North-Western North Carolina Rail Road.

Senate bill to authorize the Dan River Coalfields Rail Road Company to construct and extend their Road, amended by adding at the end of section 12 the following:

"Provided, That the guage of said Dan River and Coalfield Rail Road shall be the same as that of the North Carolina Rail Road."

Senate bill to charter the Scotland Neck and Weldon Rail Road and Steamboat Company.

Senate bill to incorporate the Warren County Co-operative Business Company.

Senate bill to amend the charter of the Atlantie and Tennessee Rail Road Company.

Senate bill to amend the charter of the Town of Beaufort.

Mr. Forkner moved to reconsider the vote by which the Senate rejected engrossed House resolution in favor of Messrs. Wiggins, Harper and McAden.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Blythe, Eaves, Eppes, Forkner, Galloway, Hayes, Jones of Wake, Lassiter, Legg, Lindsay, Love, Melchor, Murphy, Osborne, Respass, Robbins, Scott, Smith, Sweet and Wynne—22.

NAVS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Long, Moore of Carteret, Moore of Yancey, Shoffner, Welker and White—12.

The bill was laid over.

Mr. Robbins introduced a bill for the relief of Elvin F. Miller.

Read first time and referred to the Committee on Propositions and Grievances.

Engrossed House resolution in favor of Robert B. Wood, Jr., and his securities, passed second and third readings.

Mr. Welker introduced a bill to incorporate the Guilford County Co-operative Business Association.

Passed several readings under a suspension of the rules.

Mr. Sweet introduced a substitute for a bill to authorize an issue of bonds by the corporate authorities of the City of Newbern.

The same, on motion of Mr. Galloway, was laid on the table by the following vote:

YEAS—Messrs. Barrow, Brogden, Burns, Eaves, Eppes, Galloway, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Murphy, Osborne, Robbins and Scott—16.

Navs—Messrs. Blythe, Colgrove, Cook, Legg, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Respass, Shoffner, Smith, Sweet and White—13.

A message was received from the House of Representatives, transmitting the following bills, which were read first time and referred as stated:

Engrossed House bill to make the Neuse River a lawful fence to a certain extent in the County of Johnston.

To the Judiciary Committee.

Engrossed House bill to hold an election in the Town of Jamesville, Martin County.

To the Committee on Privileges and Elections.

Engrossed House bill to authorize the Commissioners of Wilkes County to levy and collect a special tax.

To the Committee on Finance.

Engrossed House bill to make valid all judgments in attachment cases since the adoption of the Code of Civil Procedure.

To the Judiciary Committee.

Engrossed House bill in relation to proceeding in contempt. To the Judiciary Committee.

Engrossed House resolution in relation to printing the engrossed House bill to raise revenue.

Placed on the calendar.

Engrossed House bill to establish the days and places for selling real property under execution.

To the Judieiary Committee.

Mr. Shoffner introduced a joint resolution instructing the Secretary of State.

Laid over under the rules.

Engrossed House bill to extend the corporate limits of the Town of Tarboro',

And engrossed House bill to incorporate the Wake County Co-operative Business Company passed second and third readings.

Mr. Murphy introduced a resolution authorizing the Board of Education to sell the State's interest in the Cliuton and Warsaw Plank Road.

Read first time and referred to a Select Committee on Sale of State's Interest in Certain Rail Roads.

Leave of absence was granted Mr. Osborne until Tuesday next.

The President ratified:

An act to provide a salary for the Governor and Treasurer of State.

Resolution to pay expenses of Investigating Committee.

The hour of $1\frac{1}{2}$ o'clock having arrived, the President declared the Senate adjourned.

MONDAY, APRIL 5th, 1869.

The Senate met at 9½ o'clock.

The President in the Chair.

The Journal of Saturday was read and approved.

Leave of absence was granted Mr. Forkner from and after Wednesday next.

Mr. Winstead, for the Judiciary Committee, reported favorably on Senate bill to amend Title XIX, chapter 7, sections 459 and 461, Code of Civil Procedure.

Also, Senate bill to amend Title XVII, Code of Civil Procedure.

Mr. Barrow introduced a bill to incorporate the Halifax Cooperative Business Company, which passed its several readings under a suspension of the rules.

Mr. Graham introduced a bill to amend an act suspending the Code of Civil Procedure.

Read first time and placed on the calendar.

Senate bill to facilitate the transfer of business from the military to the civil courts passed third reading.

Senate resolution respecting the Picdmont Rail Road was read third time and laid on the table.

Engrossed House resolution in relation to the annexation of the Counties of Nansemond, Norfolk and Princess Anne, of Virginia, was read third time, and, on motion of Mr. Lindsay, was indefinitely postponed.

Senate bill to provide for the erection of a Penitentiary was read third time.

Mr. Moore, of Carteret, moved to amend by striking out "Salisbury" and inserting "Raleigh."

Mr. Shoffner moved to amend the amendment by inserting "Company Shops," Alamance County.

The question was divided.

The motion to strike ont prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Cook, Davis, Graham, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Martindale, Moore of Carteret, Murphy, Richardson, Respass, Scott, Welker, White and Winstead—22.

NAYS—Messrs. Beall, Bellamy, Blythe, Forkner, Galloway, Hayes, Long, Love, Melchor, Moore of Yancey, Osborne, Robbins, Shoffner, Smith and Sweet—15.

Mr. Osborne offered the following resolution:

Resolved, That in the location of the Penitentiary, the friends of the different localities be permitted to nominate them; that each be voted for until some one locality shall receive a majority of the votes cast, which shall be taken as the sense of the Senate to be the location of the Penitentiary.

Mr. Moore, of Carteret, moved to amend by adding as follows: "after the first ballot all places shall be dropped except the two places having the highest number of votes."

The amendment was rejected.

The resolution was adopted.

Mr. Welker nominated Greensboro'.

Mr. Robbins nominated Salisbury.

Mr. Barrow nominated Horton's Farm, Chatham County.

Mr. Moore, of Carteret, nominated Raleigh.

Mr. Shoffner nominated Company Shops.

Mr. Cook nominated Selma, Johnston County.

The vote stood as follows:

Schna received 2 votes, viz:

Messrs. Colgrove and Cook-2.

Salisbury received 8 votes, viz:

Messrs. Beall, Blythe, Long, Melchor, Moore of Yancey, Osborne, Robbins and Smith—8.

Horton's Farm received 12 votes, viz:

Messrs. Barrow, Burns, Davis, Eaves, Eppes, Hayes, Har-

rington, Hyman, Jones of Columbus, Lassiter, Martindale and Richardson—12.

Greensboro' received 5 votes, viz:

Mcssrs. Forkner, Lindsay, Love, Welker and Winstead—5. Company Shops received 1 vote, viz:

Mr. Shoffner.

Raleigh received 12 votes, viz:

Messrs. Barnes, Bellamy, Brogden, Graham, Jones of Wake, Legg, Moore of Carteret, Murphy, Osborne, Respass, Scott, Sweet and White—12.

No election.

Neither place having received a majority of the whole number of votes cast, the vote was again taken.

When Company Shops received 2 votes, viz:

Messrs. Long and Shoffner-2.

Salisbury received 3 votes, viz:

Messrs. Osborne, Robbins and Smith-3.

Horton's Farm received 15 votes, viz:

Messrs. Barrow, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Martindale and Richardson—15.

Greensboro' received 9 votes, viz:

Messrs, Beall, Forkner, Galloway, Lindsay, Love, Melchor, Welker, White and Winstead—9.

Raleigh received 12 votes, viz:

Messrs. Barnes, Bellamy, Brogden, Graham, Jones of Wake, Legg, Moore of Carterct, Moore of Yancey, Murphy, Respass, Scott and Sweet—12.

No place receiving a majority of the whole number of votes cast, the vote was again taken.

Salisbury received 1 vote, viz:

Mr. Robbins—1.

Horton's Farm received 15 votes, viz:

Messrs. Barrow, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Martindale and Richardson—15.

Greensboro' received 11 votes, viz:

Messrs. Beall, Forkner, Galloway, Lindsay, Long, Love, Melchor, Osborne, Shoffner, Welker and Winstead—11.

Raleigh received 14 votes, viz:

Messrs. Barnes, Bellamy, Brogden, Graham, Jones of Wake, Legg, Moore of Carteret, Moore of Yancey, Murphy, Respass, Scott, Smith, Sweet and White—14.

No place having received a majority of the whole number of votes cast, the vote was again taken, when Horton's Farm received 16 votes, viz:

Messrs. Barrow, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Martindale and Richardson—16.

Greensboro received 6 votes, viz:

Messrs. Beall, Long, Melchor, Robbins, Shoffner and Welker—6.

Raleigh received 19 votes, viz:

Messrs. Barnes, Bellamy, Brogden, Galloway, Graham, Jones of Wake, Legg, Lindsay, Love, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Scott, Smith, Sweet, White and Winstead—19.

No place having received a majority of the votes cast, the vote was again taken, when Greensboro' received 5 votes, viz:

Messrs. Long, Melchor, Robbins, Scott and Welker-5.

Horton's Farm received 15 votes, viz:

Messrs. Barrow, Burns, Blythe, Colgrove, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Martindale and Richardson—15.

Raleigh received 21 votes, viz:

Messrs. Barnes, Beall, Bellamy, Brogden, Cook, Galloway, Graham, Jones of Wake, Legg, Lindsay, Love, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Scott, Smith, Sweet, White and Winstead—21.

Raleigh having received a majority of the whole number of votes cast, the blank was filled with "Raleigh, Wake County."

A message was received from the House of Representatives,

announcing the concurrence of that body in the following Senate bills and resolutions:

Bill to incorporate the Pincville Water Power and Manufacturing Company.

Bill to incorporate the Halifax Manufacturing Company.

Bill to prohibit the sale of spirituous liquors on the North Western North Carolina Rail Road.

Bill to amend an act relative to the Western Turnpike Road,

Bill to incorporate the New Hanover Laborers' and Farmers' Association.

Bill to amend the charter of Bath, in Beaufort County. Resolution in favor of Moore & Cashwell.

Bill to relieve Rufus Galloway, late Sheriff of Brunswick County.

Bill to incorporate the Town of Madison, North Carolina.

Bill to authorize the construction of a toll bridge across Haw River.

Bill for the relief of B. Wallace, Sheriff of Duplin County. Bill to incorporate Trinity Lodge, No. 256, in Randolph County.

Bill to authorize the building of a toll bridge across John's River, in Burke County.

Bill to authorize and empower W. E. Piercey, late Tax Collector of Cherokee County, to collect arrears of taxes.

The President ratified:

An act supplemental to an act to amend the charter of Wilmington, Charlotte and Rutherford Rail Road.

An act to amend an act to incorporate the Plaster Banks and Salt Works Rail Road Company, ratified the 30th day of May, 1864.

A message was received from the House of Representatives, transmitting Senate bill to provide for a system of public instruction, with amendments.

On motion of Mr. Barrow, the bill was ordered to be printed and made a Special Order for to-morrow at 10 o'clock.

Mr. Sweet introduced a bill to exempt from taxation property held for educational purposes.

Read first time and placed on the calendar.

Mr. Sweet moved to take from the table a bill to amend the charter of the Town of Newbern and make it a Special Order for Wednesday next.

The hour of 1½ o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock.

The President in the Chair.

Senate bill to provide for the erection of a Penitentiary, on third reading, was taken up.

Mr. Hayes moved to amend section 1 by adding the following:

"On a site selected by the Commissioners and approved by the General Assembly."

The amendment was adopted by the following vote:

YEAS—Messrs. Burns, Blythe, Colgrove, Cook, Davis, Eppes, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Robbins and Scott—19.

Navs -Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Eaves, Forkner, Galloway, Jones of Wake, Legg, Lindsay, Love, Murphy, Shoffner, Smith, Sweet, Welker and White -18.

Mr. Cook moved to reconsider the vote by which the Senate inserted "Raleigh, Wake County," in section 1.

Mr. Shoffner moved to lay that motion on the table. The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Galloway, Graham, Jones of Wake, Legg, Lindsay, Love, Murphy, Shoffner, Smith, Sweet, Welker and White—17.

NAYS—Messrs. Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass and Robbins—20.

The motion to reconsider did not prevail by the following vote:

YEAS—Messrs. Burns, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Jones of Columbus, Lassiter, Love, Martindale, Melchor, Moore of Yancey, Richardson, Respass and Robbius—17.

NAYS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Eppes, Galloway, Graham, Jones of Wake, Legg, Lindsay, Long, Moore of Carteret, Murphy, Scott, Shoffner, Smith, Sweet, Welker and White—20.

Mr. Jones, of Wake, moved to amend section 1 by adding "at its present session."

The amendment was adopted.

Mr. Davis moved to strike out section 1.

The motion did not prevail by the following vote:

YEAS-Messrs. Davis, Osborne, Richardson and Robbins-4.

Nays—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Scott, Shoffner, Smith, Sweet, Welker and White—33.

Mr. Love moved to amend section 2 by making the first and third lines read thus, after the word "stockade," line 1, viz:

"Or stockade not exceeding in number and including less than two nor more than six acres, one of which shall enclose a part of the permanent site." The amendment was rejected.

Mr. Sweet moved to amend section 7, line 18, after the word "or," by inserting the words "more than one-half."

The amendment was adopted.

Mr. Hayes moved to amend section 8 by inserting "an architect" before "superintendent," in line 2.

The amendment was adopted.

Mr. Sweet moved to amend section 8, line 4, by striking out the words "subject to the approval" and insert "until the meeting."

The amendment was adopted.

Mr. Welker offered the following as a new section:

"SEC. 11. This act shall be in force from and after its ratification."

The section was adopted.

The bill, as amended, passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Eaves, Eppes, Forkner, Galloway, Graham, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Murphy, Respass, Scott, Shoffner, Sweet, Welker and White—23.

NAYS—Messrs. Blythe, Cook, Davis, Hayes, Moore of Yancey and Richardson—6.

Leave of absence was granted Mr. Galloway from and after Friday next.

To Mr. Smith from and after to-morrow.

Mr. Sweet, from the Judiciary Committee, reported favorably on Senate bill to alter the time of holding the terms of the Superior Court in the Third Judicial District.

Mr. Lassiter introduced a bill in relation to the University. Read first time and referred to the Committee on Education. On motion of Mr. Robbins, the Scnate adjourned.

TUESDAY, APRIL 6th, 1869.

The Senate met at 91 o'clock.

The President pro tem. in the Chair.

The Journal of Monday was read and approved.

A message was received from the House of Representatives, transmitting the following engrossed House bills and resolutions, which were read first time and disposed of as stated:

Engrossed House bill to amend an act to incorporate the Cheoih Turnpike Company, passed at the session of 1854-755, and amended in 1856-757.

Referred to the Committee on Corporations.

Bill to authorize the Sheriff of Beaufort County to collect arrears of taxes.

Referred to the Committee on Finance.

Resolution relating to paying expenses of Committee on Penitentiary.

Placed on the calendar.

Resolution in favor of M, E. Manley and R. R. Heath.

Referred to the Committee on Claims.

Bill to authorize the County Commissioners of Lenoir County to levy a special tax,

Referred to the Committee on Finance.

Bill to authorize the County Commissioners of Henderson County to levy a special tax.

Referred to the Committee on Finance.

Bill to incorporate the North Carolina Planters' Mutual Insurance and Loan Company.

Referred to Committee on Corporations.

Bill to levy a special tax for Chowan County.

Referred to the Committee on Finance.

Bill in relation to taking shad and herring in the waters of Nense River and Contentnea Creek.

Referred to the Committee on Fisheries.

Resolution in favor of the Reporters of the two Houses of the General Assembly.

Placed on the calendar.

Bill to change the lines of the Town of Hendersonville.

Referred to the Committee on Corporations.

Bill to enable the Commissioners of Elizabeth City to collect taxes.

Referred to the Committee on Finance.

Bill making valid all municipal elections held in this State since January 1st, 1869.

Referred to the Judiciary Committee.

Resolution in relation to the pay of officers and members of the General Assembly was rejected by the following vote:

YEAS—Messrs. Bellamy, Colgrove, Galloway, Jones of Columbus, Legg and Stephens—6.

Nays—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Cook, Davis, Eaves, Eppes, Forkner, Graham, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Osborne, Richardson, Respass, Robbins, Scott, Sweet, Welker and White—30.

The House of Representatives concurred in the following Senate bills:

Bill to charter the Bank of Cumberland.

Bill to charter the Bank of Greensboro'.

Bill to authorize and require the Commissioners of Warren County to levy a special tax for the purpose of rebuilding a Poor House in said County,

Mr. Cook, on the part of the Committee on Internal Improvements, reported, with amendments, engrossed House bill to charter the Louisburg Branch of the Wilmington and Weldon Rail Road.

Senate bill to provide for the payment of the burial expenses of the late Hon. D. J. Rich and for other purposes was read third time.

Mr. Love moved that the resolutions be referred to the Com-

mittee on Finance, and said Committee be instructed to report a resolution as a substitute for the same, allowing pay for such articles only as were used in the burial of the late Hon. L. D. Hall, and such further sum as they may deem would have been necessary to convey the remains to the County of Pitt, the last residence of the late Hon. D. J. Rich.

The motion did not prevail.

Mr. Love moved to strike out all after "Rich" in section 1 of the bill.

The motion did not prevail.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Columbus, Lassiter, Legg, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Osborne, Richardson, Respass, Scott, Stephens and Sweet—27.

Nays-Messrs. Beall and Love-2.

Mr. Welker, for the Committee on Education, reported favorably on Senate bill with regard to the University.

Mr. Jones, of Columbus, presented a memorial from the eitizens of Columbus.

Referred to the Committee on Propositions and Grievances. The consideration of the House amendments to Senate bill to provide for a system of public instruction, being the order of the day, was now taken up.

Mr. Martindale moved that the Senate do not concur in the House amendments, and that a Committee of Conference be appointed.

The motion was adopted by the following vote:

YEAS—Messrs. Barrow, Bellamy, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Martindale, Stephens, Sweet, Welker and White—21.

NAYS—Messrs. Barnes, Beall, Brogden, Blythe, Eaves, Graham, Lindsay, Long, Love, Melchor, Moore of Yaneey, Mc-

Laughlin, Murphy, Osborne, Riehardson, Respass, Robbins, Scott and Shoffner—19.

Mr. Blythe introduced a bill supplemental to an act to raise revenue.

Mr. Welker introduced a resolution in relation to direct trade.

Adopted.

Mr. Jones, of Wake, introduced a resolution in favor of W. H. & R. S. Tucker.

Read first time and referred to the Committee on Claims.

Mr. Jones, of Columbus, moved a reconsideration of the vote by which the Senate passed, on third reading, Senate bill to provide for the erection of a Penitentiary.

Mr. Galloway moved to lay the motion on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Eppes, Galloway, Graham, Hyman, Jones of Wake, Legg, Lindsay, Murphy, Scott, Stephens, Sweet, Welker and White—19.

Nays—Messrs. Burns, Blythe, Colgrove, Cook, Davis, Eaves, Forkner, Hayes, Jones of Columbus, Lassiter, Love, Martindale, Melehor, Moore of Carteret, Moore of Yancey, McLaughlin, Osborne, Richardson, Respass and Robbins—20.

The motion to reconsider did not prevail by the following vote:

YEAS—Messrs. Burns, Blythe, Cook, Davis, Eaves, Forkner, Hayes, Jones of Columbus, Love, Martindale, Melchor, Moore of Yaneey, McLaughlin, Osborne, Richardson, Respass and Robbins—17.

Nays—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Eppes, Galloway, Graham, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Moore of Carteret, Murphy, Scott, Sweet, Welker, White and Winstead—21.

On motion, it was ordered that the bill be engrossed and immediately transmitted to the House of Representatives by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Blythe, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Jones of Columbus, Jones of Wake, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Richardson, Robbins, Scott, Sweet, Welker and White—30.

NAYS—Messrs. Burns, Cook, Davis, Martindale and Mc-Laughlin—5.

Senate bill to amend an act to establish Special Courts in the Cities of Wilmington and Newbern was read the second time.

Mr. Hayes moved to strike out section two.

The motion prevailed, when the bill passed second and third readings.

Senate bill to provide a Bureau of Immigration was read second time, and

On motion of Mr. Welker, was postponed until Monday next.

Senate bill to provide for the election of Commissioners of Navigation and Pilotage for the Post of Beaufort, North Carolina, passed second and third readings.

Engrossed House bill to protect married women from the wilful abandonment or neglect of their husbands was read second time.

Mr. Robbins moved to strike out section four.

The motion did not prevail.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Eaves, Eppes, Galloway, Graham, Jones of Wake, Lassiter, Legg, Lindsay, Long, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Robbins, Scott, Stephens, Sweet, Welker and White—27.

NAYS—Messrs. Davis, Harrington, Hyman, Love, Melchor and Respass—6.

The House of Representatives refused to recede from their

amendments to Senate bill to provide for a system of publinstruction, and concurred in Senate proposition to raise a Committee of Conference and announcing Messrs. Bowman, Estes, Jarvis, Hodgin and Leary as the House branch of that Committee.

The President pro tem. announced Messrs. Welker, Graham and Barrow as the Senate branch of that Committee.

Engrossed House bill in relation to punishments was read second time.

Mr. Respass moved to strike out the words "or County jail," in section 9.

Mr. Respass moved to lay the bill on the table.

The motion to table did not prevail.

The President pro tem. ratified the following bills and resolutions:

Proceedings in habeas corpus.

Resolution in favor of Moore and Cashwell.

An act to anthorize the Swift Island Manufacturing Company to establish a public ferry across Pedee River near their Factory.

An act for the relief of Mary Crowder.

An act to amend an act relative to the Western Turnpike Road, ratified March 17th, 1869.

An act to authorize the construction of a bridge across Haw River.

An act to forbid the sale of spirituous liquors on the line of the North Western North Carolina Rail Road.

Resolution concerning the Treasury.

An act to ereate a mechanics' and laborers' lcin law.

An act to amend section 6, chapter 35 of an act concerning the Register of Deeds.

An act to authorize the Board of Education to sell the stock now owned by the public school fund in the Cape Fear Navigation Company.

Resolution in favor of B. S. Buchanan, Sheriff of the County of Jackson.

An act to relieve Rufus Galloway, late Sheriff of Brunswick County.

An act concerning the settlement of the estates of deceased persons.

The hour of $1\frac{1}{2}$ o'clock having arrived, the President *pro* tem. declared the Senate adjourned.

WEDNESDAY, APRIL 7th, 1869.

The Senate met at 9½ o'clock.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Brogden, on the part of the Committee on Finance, reported favorably on engrossed House bill to authorize the County Commissioners of Lenoir County to levy a special tax.

Mr. Barrow, from the Committee on Fisherics, reported favorably on engrossed House bill concerning fisheries in Carteret County.

Mr. Brogden, on the part of the Committee on Propositions and Grievances, reported favorably on engrossed House bill to prevent the hunting of wild fowl with fire in Carteret and other Counties.

Mr. Graham, for the Judiciary Committee, reported, with amendments, Senate bill to submit certain acts to the people.

And engrossed House bill to establish the days and places of selling real property under execution.

And favorably on the following bills:

Engrossed House bill in relation to proceedings in contempt.
Engrossed House bill to make valid all judgments in attachment cases since the adoption of the Code of Civil Procedure.

And engrossed House bill making valid all municipal elections held in this State since January 1st, 1869.

Also, engrossed House bill to make the Neuse River a lawful fence to a certain extent in the Connty of Johnston.

Mr. Smith, from the Committee on Propositions and Grievances, reported favorably on engrossed House bill to authorize David Loftin, Sheriff of Davidson County, to collect arrearages for the years 1867 and 1868.

Engrossed House bill to amend chapter 85, section 34, of the

Revised Code, entitled "Pilots."

Engrossed House resolution concerning adjournment.

Engrossed House bill to prevent the felling of trees in Contentnea Creek.

The rules were suspended and this bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Davis, Eaves, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melehor, Moore of Yancey, Osborne, Riehardson, Respass, Robbins, Scott, Shoffner, Smith, Welker and White—28.

NAYS-None.

Senate bill to amend the charter of the Mecklenburg Female College passed second and third readings.

Senate bill to establish the Bank of Meeklenburg passed

second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Osborne, Respass, Robbins, Seott, Shoffner, Smith, Stephens, Welker and White—32.

Nays—Messrs. Forkner, Jones of Columbus and Moore of Carteret—3.

The House of Representatives concurred in the following Senate bills:

Bill to regulate proceedings in the partition and sale of real and personal property.

Bill concerning guardian and ward.

Bill authorizing the appointment of municipal officers for the Town of Rocky Mount.

Bill to add another section, to be marked section 460a, to chapter 7, Title XIX of the Code of Civil Procedure.

Bill amending the Code of Civil Procedure.

Bill to prevent the taking of illegal fees under Title XVII of the Code of Civil Procedure, and to extend the time allowed in section 400 of said Title.

Bill to amend chapter 40, Revised Code.

Bill relating to special procedure in cases of mills.

Bill to define and punish bribery.

Mr. Robbins introduced a bill to incorporate the Western North Carolina Fair Association.

Passed its several readings under a suspension of the rules. Mr. Jones, of Wake, introduced a bill to authorize E. A. Gupton, Sheriff of Franklin County, to collect arrears of taxes. Read first time and placed on the calendar.

Mr. Osborne introduced the following resolution, which was adopted, viz:

Whereas, It is necessary that the Committee on Finance have time to examine the books and accounts of the Public Treasurer's and Auditor's offices for the last two fiscal years, and for that purpose C. H. Brogden and J. B. Respass be authorized to attend to said duty at any time, which may suit their convenience during the sessions of the Senate, and that they be excused from voting while thus engaged.

The House of Representatives transmitted engrossed House bill entitled "proceedings in criminal cases."

Read first time and placed on the calendar.

Engrossed House resolution concerning Jacob Tiler, State Agent.

Read first time.

The rules were suspended, and the bill passed second read-

ng by the following vote:

YEAS—Messrs. Barnes, Beall, Davis, Eaves, Galloway, Graham, Hayes, Jones of Wake, Lindsay, Long, Love, Melchor, McLaughlin, Murphy, Osborne, Respass, Robbins, Scott, Shoffner and Smith—20.

NAYS—Messrs. Bellamy, Burns, Eppes, Harrington, Hyman, Lassiter, Legg, Moore of Carteret and Stephens—9.

Engrossed House bill to incorporate the Phœnix Transportation Company passed second and third readings by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Blythe Davis, Eaves, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Long, Love, Moore of Carteret, McLaughlin, Murphy, Scott, Shoffner, Smith, Stephens, Welker and White—27.

Nays-Messrs. Burns, Hyman and Moore of Yancey-3.

Engrossed House bill making the act of going masked, disguised, or with face painted, a felony, was read third time.

Mr. Barrow moved to strike out sections 1 and 2 of the original bill and insert sections 1 and 2 of the substitute offered by the Committee on the Judiciary, to whom the bill was referred.

The motion prevailed.

Mr. Robbins moved to strike out section three of the original bill.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Eaves, Forkner, Graham, Legg, Lindsay, Melchor, Moore of Yancey, McLaughlin, Murphy, Osborne, Robbins, Scott, Welker and White—16.

Nays—Messrs. Barrow, Bellamy, Brogden, Colgrove, Cook, Davis, Eppes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Love, Martindale, Moore of Carteret, Respass, Shoffner, Smith and Stephens—19.

The bill, as amended, passed third reading by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Colgrove, Cook, Davis, Eppes, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Moore of Carteret, Respass, Shoffner, Smith, Stephens and Welker—21.

NAYS—Messrs. Barnes, Beall, Eaves, Forkner, Graham, Lindsay, Love, Melehor, Moore of Yancey, MeLanghlin, Murphy, Osborne, Scott and White—14.

The bill was read third time.

Mr. Shoffner moved to amend section three by adding the following:

"Provided, That the demand to surrender shall be proved by two disinterested witnesses."

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Burns, Blythe, Eaves, Forkner, Graham, Lindsay, Love, Melchor, McLaughlin, Murphy, Osborne, Respass, Robbins, Seott, Shoffner and White—18.

Navs—Messrs. Barrow, Bellamy, Brogden, Colgrove, Cook, Davis, Eppes, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Moore of Carteret, Moore of Yaneey, Smith and Stephens—19.

Mr. Robbins moved to strike out section three.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Burns, Blythe, Eaves, Forkner, Graham, Hayes, Lindsay, Long, Love, Melchor, Moore of Yaneey, McLaughlin, Murphy, Osborne, Respass, Robbins, Seott, Shoffner, Sweet, Welker, White and Winstead—24.

NAVS—Messrs. Barrow, Bellamy, Brogden, Colgrove, Cook, Davis, Eppes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Moore of Carteret, Smith and Stephens—17.

On motion of Mr. Galloway, the word "her" was stricken out wherever it occurred.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Brogden, Burns, Blythe, Davis, Eaves, Forkner, Galloway, Graham, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Love, Murphy, Osborne, Respass, Robbins, Shoffner, Smith, Welker and White—24.

NAYS—Messrs. Beall, Bellamy, Colgrove, Cook, Eppes, Hayes, Harrington, Jones of Columbus, Legg, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Scott and Stephens—16.

The President ratified the following aets:

An act to allow the Commissioners of the Town of Rutherfordton to levy taxes and for other purposes.

An act to allow the Commissioners of Alexander County to levy a special tax.

An act to incorporate the William T. Baine Lodge, No. 231, A. Y. M., in Wake County.

An act to raise additional revenue in the County of Greene. An act to empower the County Commissioners of Wake County to levy a special tax.

An act to authorize the Commissioners of Robeson County to levy a special tax.

An act to authorize the Commissioners of Union County to levy a special tax.

An act to authorize the County Commissioners of Randolph County to levy a special tax.

An act to authorize the Commissioners of Iredell County to levy a special tax.

An act to authorize the County Commissioners of Stanly County to levy a special tax.

An act to authorize the Commissioners of Rutherford and Washington Counties to levy a special tax.

An act to authorize the Board of Commissioners of Wilson County to levy a special tax.

A resolution in favor of Elias Longerier, of Catawba County.

An act to incorporate the Sparkling Catawba Springs Company, of Catawba County.

An act to give Clay County the benefit of her own bonds.

An act to authorize Clay County to levy a special tax.

An act to lay off the homestead and personal property exemption.

An act to amend section 3, chapter 39, of the Revised Code

in regard to obtaining divorces.

An act to extend the corporate limits of the Town of Tarboro'.

The hour of $1\frac{1}{2}$ o'clock having arrived, the President *pro* tem. declared the Senate adjourned.

AFTERNOON SESSION.

The Senate met at 4 o'clock.

The President pro tem. in the Chair.

A message was received from the House of Representatives, transmitting the following resolutions and bills, which were read first time and disposed of as stated:

House bill for the relief of James I. Moore, late Sheriff of Granville County, and others.

Placed on the calendar.

House bill to incorporate the Harnett Hose Company, in the City of Wilmington.

Placed on the calendar.

House bill supplemental to an act to raise revenue.

Placed on the calendar.

House bill to incorporate the Norfolk and Currituck Rail Road Company.

Placed on the calendar.

Resolution concerning the Committee to investigate the affairs of the Albemarle and Chesapeake Canal Company.

Placed on the calendar.

House bill to amend chapter 40 of the Revised Code.

Referred to the Judiciary Committee.

House bill in relation to the exemption of property from taxation in the year 1869.

Placed on the calendar.

House bill to incorporate the Merchants' Bank of Wilmington.

Placed on the calendar.

The House of Representatives concurred in the following bills:

Senate bill to provide a trial jury for the second week of the term of the Superior Courts.

Senate bill to construct a Rail Road from Edenton to Suffolk, Virginia.

Senate bill to amend certain sections of the Code of Civil Procedure, and to repeal certain sections of the Revised Code.

Senate bill providing for a Board of Public Charities and prescribing the duties thereof.

Senate bill to regulate the salary and fees of the Supreme Court Clerk.

The House of Representatives transmitted, with amendments, Senate bill concerning Townships.

The Senate concurred in the amendments.

Mr. Lindsay, from the Committee on Claims, reported favorably on Senate resolution in favor of W. H. & R. S. Tucker.

The resolution passed second and third readings.

The following bills passed second and third readings:

Senate bill to validate certain acts of Deputy Clerks.

Engrossed House bill to re-establish burned records.

Senate bill to require administrators to give bond only for the personal property.

The following bills were laid on the table:

Senate bill to alter the rules of practice in the Courts.

Senate bill to facilitate the payment of old debts.

Senate bill requiring suits on official bonds to be brought in the County where the bonds were given was read second time. Mr. Shoffner moved to amend by inserting "or in their representative capacity."

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Burns, Davis, Eaves, Harrington, Long, Love, Melchor, Murphy, Richardson, Scott, Shoffner and Welker—13.

Nays—Messrs. Barrow, Beall, Bellamy, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Jones of Columbus, Jones of Wake, Lassiter, Moore of Carteret, McLaughlin, Osborne, Robbins and Stephens—17.

When the bill passed second and third readings.

Mr. Sweet moved a suspension of the rules to take up Senate bill to amend the charter of the City of Newbern.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Columbus, Legg, Lindsay, Long, Love, Melehor, Moore of Carteret, McLaughlin, Murphy, Riehardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker and White—32.

NAYS-Messrs. Barrow, Galloway and Lassiter-3.

The bill was read third time.

The substitute offered by Mr. Sweet for the bill was adopted by the following vote:

YEAS—Messrs. Burns, Blythe, Colgrove, Davis, Graham, Harrington, Jones of Wake, Legg, Long, Melchor, Moore of Carteret, Moore of Yaneey, McLaughlin, Murphy, Shoffner, Smith, Sweet and White—18.

NAYS—Messrs. Barrow, Beall, Eaves, Eppes, Galloway, Hyman, Jones of Columbus, Lassiter, Love, Osborne, Robbins and Welker—12.

The bill passed third reading by the following vote:

YEAS—Messrs. Burns, Blythe, Colgrove, Davis, Graham, Harrington, Legg, Long, Melehor, Moore of Carteret, Moore of Yaneey, McLaughlin, Murphy, Shoffner, Smith, Sweet and White—17.

NAVS—Messrs. Barrow, Beall, Eaves, Eppes, Galloway, Hyman, Jones of Columbus, Lassiter, Love, Osborne, Robbins, Scott, Welker and Winstead—14.

Engrossed House resolution relating to paying expenses of Committee on Penitentiary passed second and third readings.

Senate bill to dispense with the private examination of married women in the conveyance of real estate in all cases except in disposing of the homestead was read second time and rejected.

Engrossed House bill supplemental to an act to raise revenue passed second and third readings.

Engrossed House bill in relation to the assessment of property for taxation for the year 1869 was read second time.

Mr. Osborne offered a new section.

Adopted.

As amended, the bill passed second and third readings.

Senate bill requiring land holders to close their lines passed second and third readings.

Senate bill establishing standard weight of fish was read second time.

Mr. Moore, of Carteret, moved to strike out section 3.

The bill was referred to the Special Committee on Fisheries.

On motion of Mr. Barrow, the Senate adjourned.

THURSDAY, APRIL 8th, 1869.

The Senate met at 9½ o'clock.

The President pro tem. in the Chair.

The Journal of Wednesday was read and approved.

Mr. Sweet introduced a bill to incorporate the Newbern Cooperative Land and Building Association.

Read first time and placed on the calendar.

Engrossed House resolution appointing a Committee to investigate the affairs of the Chesapeake and Albemarle Company was taken up.

Mr. Beall moved to strike out "a Committee of two on the

part of the House and one on the part of the Senate."

The motion was rejected.

The resolution was adopted by the following vote:

YEAS—Messrs. Barnes, Barrow, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Harrington, Hyman, Jones of Wake, Lassiter, Martindale, Moore of Yancey, Murphy, Osborne, Richardson, Smith, Stephens and Welker—23.

NAYS—Messrs. Beall, Graham, Hayes, Lindsay, Long, Love, Melchor and McLaughlin—8.

Engrossed House bill to establish the days and places for seiling real property under execution was read second time.

The amendments recommended by the Judiciary Committee were adopted.

As amended, the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Bcall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Lassiter, Legg, Lindsay, Long, Love, Melchor, Moore of Yancey, Murphy, Osborne, Richardson, Robbins, Smith, Stephens and Welker—29.

Nays-None.

The following bills passed second and third readings:

Senate bill to authorize the collection of taxes in Edgecombe County for the years 1866-'67.

Engrossed House bill for the relief of James H. Dunean, late Sheriff of McDowell County.

Engrossed House bill to declare it a misdemeanor for any County or State officer to speculate in County elaims.

Senate bill to incorporate the Real Estate Loan and Trust Company of North Carolina.

Engrossed House bill concerning fisheries in Carteret County.

Engrossed House bill to prevent the hunting of wild fowl with fire in Carteret and other Counties.

Engrossed House bill to incorporate the Merchants' Bank of Wilmington.

Engrossed House bill to continue in force and extend the provisions of an act to authorize the Mayor and Commissioners of Fayetteville to fund the interest due on their bonds issued in payment for stock in the Western Rail Road Company, ratified February 9th, 1867.

Eugrossed House bill to incorporate the Norfolk and Currituek Rail Road Company.

Engrossed House bill in relation to proceedings in contempt. Senate resolution in favor of John A. Oates.

Senate resolution to sell the State's interest in the Fayetteville and Warsaw Plank Road.

Engrossed House bill to eharter the Louisburg Branch of the Wilmington and Weldon Rail Road, amended.

Senate resolution instructing the Adjutant General to make a record of soldiers from North Carolina serving in the United States Army during the late war, and to furnish proper testimonials to the same.

Senate bill to protect Constables under the provisional government of the State.

Engrossed House bill to incorporate the Southern Land Company.

Senate bill supplemental to an aet to raise revenue.

Senate bill to exempt from taxation property held for educational purposes.

Engrossed House bill to amend chapter 40 of the Revised Code.

Engrossed House bill concerning guardian and ward.

Engrossed House bill to incorporate the Pine Forest Cemetery, in the City of Wilmington.

Engrossed House bill entitled "proceedings in eriminal cases."

Engrossed House bill to enable County Commissioners to purchase County bonds.

Engrossed House bill to make valid all judgments in attachment cases, since the adoption of the Code of Civil Procedure.

Senate bill to require the registration of deeds, &c.

Senate bill to incorporate the Newbern Co-operative Land and Building Company, amended.

Engrossed House bill entitled an act concerning the estates of insolvent and imprisoned debtors.

Engrossed House bill to incorporate the Catawba Valley Land Company, in the City of Charlotte.

Senate bill making Reedy Fork a lawful fence.

Engrossed House bill making valid all municipal elections held in this State since January 1st, 1869.

Engrossed House bill to make Neuse River a lawful fence to a certain extent in the County of Johnston.

Joint resolution in favor of the Reporters of the two Houses of the General Assembly.

Engrossed House resolution concerning Jacob Siler, State Agent, passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Blythe, Davis, Eaves, Forkner, Graham, Harrington, Hyman, Jones of Wake, Long, McIchor, Murphy, Osborne, Richardson, Respass and Shoffner—19.

NAVS—Messrs. Bellamy, Burns, Cook, Eppes, Hayes, Moore of Carteret, McLaughlin and Robbins—8.

Mr. Brogden, for the Committee on Finance, reported, with amendments, Code bill prescribing the duties of State officers.

The amendments were adopted.

Mr. Welker moved to strike out all of line 6, section 50, down to the word "and," in line 8.

The amendment was adopted.

Mr. Hayes moved to strike out class 4 "ministerial officers and officers of the courts," of section 1, entitled "public officers of the State."

Adopted by the following vote:

YEAS—Messrs. Bellamy, Burns, Blythe, Cook, Eppes, Hayes, Harrington, Hyman, Jones of Wake, Legg, Long, Moore of Carteret, Richardson, Shoffuer and Stephens—15.

NAYS—Messrs. Barnes, Beall, Davis, Galloway, Graham, Lassiter, Love, McLaughlin, Murphy, Osborne, Robbins and Welker—12.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eaves, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Long, Melchor, Moore of Carteret, McLaughlin, Murphy, Osborne, Richardson, Robbins, Shoffner, Stephens and Welker—29.

NAY-Mr. Love-1.

Mr. Welker introduced a resolution directing the Sheriffs of the several Counties to pay drafts on the Public Treasurer.

Mr. Jones, of Wake, a resolution authorizing the Public Treasurer to employ counsel.

Read first time.

Mr. Love moved to amend by adding as follows:

"Provided, Such compensation shall be paid out of the salary of the Attorney General."

The amendment was rejected by the following vote:

YEAS—Messrs. Beall, Bellamy, Love, Melehor, McLaughlin and Murphy—6.

Nays—Messrs. Barrow, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Moore of Carteret, Moore of Yancey, Respass, Robbins, Stephens, Sweet and Welker—22.

The resolution passed second and third readings.

The following is the vote on third reading:

YEAS-Messrs. Barrow, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Hayes, Harrington, Jones of

Columbus, Jones of Wake, Respass, Robbins, Stephens, Sweet and Winstead—18.

NAYS—Messrs. Barnes, Beall, Bellamy, Graham, Long, Love, Melchor, Moore of Carteret, McLaughlin, Murphy, Shoffner and Welker—12.

Engrossed House bill to levy a special tax for Hertford County passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Respass, Robbins, Smith, Stephens, Welker and Winstead—33.

NAY-Mr. Shoffner-1.

Mr. Welker introduced a bill in relation to the Institution for the Deaf, Dumb and Blind.

Passed three readings.

Also, a bill to amend the charter of the Bank of Greensboro', which passed three readings.

The President pro tem. ratified:

An act to authorize the construction of a Rail Road from the Town of Edenton, in this State, to the Town of Suffolk, Virginia.

The President pro tem. announced Mr. White as the addition to the Committee to investigate the affairs of the Chesapeake and Albemarle Canal Company.

A message was received from the House of Representatives, transmitting the following engrossed House bills, which passed first reading and were disposed of as stated:

Bill to authorize the Commissioners of Chatham County to levy a special tax.

Placed on the calendar.

Bill concerning the estates of insolvent and imprisoned debtors.

Placed on the calendar.

Bill to incorporate the Wilmington and Seaside Rail Road Company.

Placed on the calendar.

Bill to incorporate the Catawba Valley Land Company in the City of Charlotte.

Placed on the calendar.

Bill to provide for holding special terms of the Superior Courts.

Passed three readings.

Resolution in favor of H. B. Guthrie, late Sheriff of Orange County, and his sureties.

Placed on the calendar.

Bill explanatory of an act ratified January 29th, 1869.

Placed on the calendar.

Bill to regulate the issue of State bonds.

Placed on the calendar.

Bill to incorporate the Town of Rich Square.

Placed on the calendar.

Bill to incorporate the Town of Pikeville in Wayne County.

Placed on the calendar.

Bill to amend an act concerning Inspectors for the City of Wilmington, ratified July 27th, 1868.

Placed on the calendar.

Engrossed House bill authorizing the County Commissioners of Madison County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Osborne, Richardson, Respass, Shoffner, Stephens and Swect—31.

NAYS-None.

Engrossed House bill to authorize the County Commissioners of Duplin County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Graham, Hayes,

Harrington, Hyman, Jones of Columbus, Jones of Wake, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Osborne, Richardson, Respass, Shoffner, Stephens and Sweet—31.

NAYS-None.

Eugrossed House bill to authorize the County Commissioners of Lenoir County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Osborne, Richardson, Respass, Shoffner, Stephens and Sweet—31.

NAYS-None.

Senate bill to lay off and establish Unaka County.

And Senate bill with regard to the University were read second time and tabled.

A message was received from the House of Representatives, transmitting, with amendments, Senate bill relating to division fences.

The Senate concurred in the House amendments.

A message was received from the House of Representatives, transmitting the report of the Joint Committee on Conference, to whom was referred Senate bill, with amendments, providing for a system of public instruction.

And announcing the concurrence of that body in the minority report of that Committee.

Also, the majority report, amended.

Mr. Jones, of Wake, arose and announced the death of the Hon. Richard I. Wynne, Senator from the 19th Senatorial District, and presented the following resolutions, which were unanimously adopted:

Whereas, In the dispensation of Providence, the Hon. Richard I. Wynne, Senator from the 19th Senatorial District, has been called from this life.

Resolved, That this General Assembly has learned with deep regret the death of the Hon. Richard I. Wynne, Senator from the 19th Senatorial District.

Resolved, That the General Assembly accompany the remains to the depot and wear the usual badge of mourning for thirty days in memory of the deceased.

Resolved, That a Committee of two Senators and two Representatives be appointed by the President of the Senate and the Speaker of the House to attend the body of the deceased to its final resting place.

Resolved, That in respect to the deceased, the General Assembly do now adjourn.

FRIDAY, APRIL 9th, 1869.

The Senate met at 91 o'clock.

The President pro tem. in the Chair.

The Journal of Thursday was read and approved.

The unfinished business, being the consideration of a message from the House of Representatives in relation to their concurrence in the amendments, by the Committee on Conference, to Senate bill to provide a system of Public Instruction, was taken up.

The Senate concurred in the amendments by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Graham, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Love, Melchor, Moore of Yancey, Murphy, Osborne, Respass, Stephens, Welker and White—26.

Navs—Messrs. Forkner, Galloway, Hayes, Martindale and Moore of Carteret—5.

Leave of absence was granted Mr. Love from and after tomorrow.

Senate resolution in relation to Sheriffs receiving certificates of members of the General Assembly was adopted.

Engrossed House bill to extend the corporate limits of the Town of Fayetteville was read the second time.

Mr. Osborne moved to lay the bill on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Graham and Osborne—5.

NAYS—Messrs. Barrow, Burns, Blythe, Colgrove, Cook, Eaves, Forkner, Hayes, Harrington, Hyman, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass, Stephens, Welker and Winstead—21.

When the bill passed second and third readings.

Code bill entitled "Forms," as amended by adding, "nothing contained in this act shall be construed to repeal the act passed at the present session, entitled an act to suspend the Code of Civil Procedure," passed its third reading.

Mr. Welker moved a reconsideration of the vote by which the Senate passed, on third reading, engrossed House bill to extend the corporate limits of the Town of Fayetteville.

Mr. Hyman moved to lay that motion on the table. The motion did not prevail by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Blythe, Colgrove, Davis, Eaves, Hayes, Harrington, Hyman, Jones of Columbus, Legg, Long, Moore of Carteret, Moore of Yancey and Stephens—16.

NAYS—Messrs. Barnes, Beall, Burns, Cook, Forkner, Graham, Lassiter, Love, Martindale, Melchor, Murphy, Osborne, Respass, Robbins, Sweet, Welker and White—17.

The motion to reconsider did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Graham, Lindsay, Long, Love, Melchor, Murphy, Osborne, Respass and Robbins—11.

NAYS-Messrs. Barrow, Bellamy, Brogden, Burns, Blythe,

Colgrove, Cook, Davis, Hayes, Harrington, Hyman, Legg, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Stephens, Sweet, Welker and White—20.

Engrossed House bill to authorize the County Commissioners of Duplin County to levy a special tax passed third

reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Respass, Stephens, Welker and White—33.

NAYS-Messis. Graham, Osborne and Robbins-3.

Engrossed House bill to levy a special tax for Hertford County passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Loug, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Respass, Stephens, Sweet, Welker and White—33.

Nays-Messrs. Graham, Osborne and Robbins-3.

Engrossed House bill authorizing the County Commissioners of Madison County to levy a special tax passed third reading levels of Warring parts.

ing by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yancey, Respass, Stephens, Sweet, Welker and White—33.

NAYS-Messrs. Graham, Osborne Robbins-3.

The following bills passed second:

Engrossed House bill to authorize the County Commissioners of Lenoir County to levy a special tax passed second reading by the following vote:

Yeas—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Cook, Eaves, Galloway, Hayes, Hyman, Lassiter, Legg,

Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Stephens, Sweet, Welker and White—25.

Nays-Mr. Robbins-1.

Engrossed House bill to authorize the Commissioners of Wilkes County to levy a special tax passed second reading by the following vote:

YEAS—Messsrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Cook, Eaves, Galloway, Hayes, Hyman, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Mnrphy, Osborne, Stephens, Sweet, Welker and White—25.

NAY-Mr. Robbins-1.

Engrossed House bill to authorize the County Commissioners of Henderson County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Cook, Eaves, Galloway, Hayes, Hyman, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Murphy, Osborne, Stephens, Sweet, Welker and White—25.

NAY-Mr. Robbins-1.

Engrossed House bill to levy a special tax for Chowan County passed second reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Biythe, Cook, Eaves, Galloway, Hayes, Hyman, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Stephens, Sweet, Welker and White—25.

. Nay-Mr. Robbins-1.

Mr. Martindale introduced a bill to amend section 1, chapter 93, Revised Code.

Passed three readings.

Senate resolution in regard to mileage was rejected by the following vote:

YEAS—Messrs. Moore of Carteret and Sweet—2.

Navs—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Blythe, Cook, Davis, Eaves, Graham, Hayes, Hyman, Lassiter, Long, Love, Martindale, Melchor, Moore of Yaneey, Murphy, Osborne, Richardson, Respass, Robbins, Stephens, Welker, White and Winstead—27.

Engrossed House resolution in favor of A. L. Parton was read second time.

Mr. Bellamy moved to lay the resolution on the table.

Rejected by the following vote:

YEAS—Messrs. Bellamy, Cook, Eppes, Hayes, Hyman, Long, Martindale, Moore of Carteret, Respass, Stephens, Sweet, Welker and White—13.

Nays—Messrs. Barnes, Beall, Brogden, Blythe, Graham, Legg, Lindsay, Love, Melehor, Moore of Yancey, Murphy, Osborne, Riehardson and Robbins—14.

The resolution was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Blythe, Eaves, Graham, Harrington, Lindsay, Love, Melchor, Murphy, Osborne, Richardson, Robbins and White—14.

Nays—Messrs. Bellamy, Brogden, Burns, Cook, Eppes, Galloway, Hyman, Lassiter, Legg, Martindale, Moore of Carteret, Moore of Yancey, Respass and Welker—15.

Engrossed House bill to incorporate the State Homestead Association was read second time and tabled by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Eaves, Graham, Lassiter, Lindsay, Martindale, Melehor, Moore of Yaneey, Murphy, Osborne, Robbins, Sweet, Welker and White—18.

NAYS—Messrs. Cook, Galloway, Hayes, Legg, Long, Love, Moore of Carteret, Richardson, Respass and Stephens—10.

Engrossed House bill to enable the Commissioners of Elizabeth City to eolleet taxes passed second reading by the following vote:

YEAS—Messrs. Barnes, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Graham,

Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yaneey, Mnrphy, Osborne, Respass, Stephens, Welker and White —30.

NAY-Mr. Robbins-1. .

A message was received from the House of Representatives, transmitting the following engrossed House bills, which were read first time and placed on the Calendar:

Bill authorizing the County Commissioners of New Hanover County to levy a special tax.

Resolution in favor of the Clerk of the Honse and Secretary of the Senate.

Bill to amend the act to provide for funding the matured interest on the public debt.

Bill to re-enaet the charter of the Town of Magnolia.

Bill in relation to certain mortgage deeds.

Mr. Brogden, for the Committee on Finance, reported with resolution.

The resolution was adopted.

Engrossed House bill authorizing the Commissioners of Chatham County to levy a special tax passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Love, Melehor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Stephens, Welker and White—30.

Nays - Messrs. Graham and Robbins-2.

The House of Representatives concurred in the following bills:

Senate bill to amend the charter of the City of Newbern. Senate bill to incorporate the Cooper Association of Wilmington.

Senate bill to enable the Chatham Rail Road Company to complete its road.

Mr. Robbins introduced a bill to amend the revenue act of the present session.

Passed first reading.

The bill was read second time and rejected by the following vote:

YEAS—Messrs. Beall, Forkner, Graham, Lassiter, Lindsay, Melchor, Osborne, Robbins, Stephens and Winstead—10.

Navs—Messrs. Barnes, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eaves, Eppes, Hayes, Hyman, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Respass, Welker and White—21.

The following bills and resolutions passed second and third readings, viz:

Engrossed House bill to amend the charter of the Town of Statesville.

Resolution in favor of J. R. Grady, Sheriff of Harnett County.

Engrossed House bill to prohibit the sale of intoxicating liquors in the Town of Marion.

Engrossed House bill to lay off a public road in the Counties of Davie and Davidson, and establish a public ferry across the Yadkin River.

Engrossed House bill to establish a Toll Gate, &c.

Engrossed House bill to authorize the Sheriff of Beaufort County to collect arrears of taxes.

Engrossed House bill to incorporate the Town of Rich Square.

Engrossed House resolution in favor of H. B. Guthrie, late Sheriff of Orange County.

Engressed House bill supplemental to an act to establish the Wilmington Water Works Company.

Engrossed House bill to incorporate the North Carolina Planter's Mutual Insurance and Loan Company.

Engrossed House resolution in favor of Andrew O. Kerr.

Engrossed House bill for the relief of James I. Moore, late Sheriff of Granville County, and others.

Engrossed House resolution in favor of H. Morrison, of the County of Jackson, and R. R. McCall of the County of Caldwell.

Engrossed House bill to amend the charter of the Town of Washington.

Engrossed House bill to charter the Express Steamboat Company.

Engrossed House bill to incorporate the Cape Fear Agricultural Society.

Engrossed House bill explanatory of an act ratified January 29th, 1869.

Engrossed House bill to re-enact the charter of the Town of Magnolia.

Engrossed House bill to incorporate the Albemarle Loan and Trust Company.

Engrossed House resolution concerning the Secretary of State.

The hour of $1\frac{1}{2}$ o'clock having arrived, the President *pro tem*. dcclared the Senate adjourned.

AFTERNOON SESSION.

The Senate met at 4 o'clock.

The President pro tem. in the Chair.

Mr. Lassiter introduced a bill in favor of paying the funeral expenses of the Hon. Richard I. Wynne.

Passed third reading by the following vote:

YEAS—Messrs. Barrow, Beall, Brogden, Burns, Blythe, Colgrove, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Robbins, Stephens, Welker and White—27.

Nays-None.

Mr. Osborne, a resolution in favor of the Assistant Secretary. Adopted.

Engrossed House bill to amend an act concerning Inspectors for the City of Wilmington was read second time.

Mr. Cook moved to strike out section 4.

The motion did not prevail by the following vote:

YEAS—Messrs. Brogden, Colgrove, Cook, Davis, Graham, Hayes, Lassiter, Martindale, Moore of Carteret, Moore of Yancey, Stephens and Welker—12.

Navs—Messrs. Barnes, Beall, Blythe, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Legg, Long, Love, Melchor, Murphy, Osborne, Respass and Robbins—17.

Mr. Galloway moved to strike out "eight" and insert "four." The motion did not prevail.

The bill passed second and third readings.

The following bills passed second and third readings:

Engrossed House bill to incorporate the Town of Ridgeway. Engrossed House bill for the relief of S. A. Kelly, Sheriff of Davie County.

Engrossed House bill to incorporate the Wilmington and Seaside Rail Road Company.

Engrossed House bill concerning Jamestown, Guilford County.

Engrossed House bill to amend an act to incorporate the Cheoih Turnpike Company, passed at session of 1854-'55, and amended in 1856-'57.

Engrossed House bill to review and amend the charter of Tuckasege and Nantihala Turnpike Company.

Engrossed House bill to sell the Town Commons of the Town of Edenton.

Mr. Welker presented a report from the Committee on the Sale of the State's Interest in Public Works.

Engrossed House resolution in favor of Messrs. Harper, Wiggins and McAden was taken up.

The President pro tem. ratified:

An act to authorize the County Commissioners of Franklin County to levy a special tax.

An act to authorize the Commissioners of Transylvania and Henderson Counties to levy a special tax.

Resolution to pay the actual expenses of the Penitentiary Committee.

An act to authorize the County Commissioners of Johnston County to levy a special tax to pay for the building of a bridge across Neuse River.

An act to authorize the County Commissioners of the County of Sampson to levy a special tax.

An act to amend an act to incorporate the Western North Carolina Rail Road Company, ratified February 15th, 1855, and of all other acts amendatory thereof.

Resolution to allow the County Commissioners of Richmond County to levy a special tax.

An act to incorporate the Halifax Manufacturing Company. An act to authorize the Commissioners of the Town of Salisbury to issue coupon bonds.

An act authorizing the Commissioners of Granville County to levy a special tax for the maintenance of the poor.

An act to be entitled "An act to incorporate the New Hanover Laborers' and Farmers' Association."

An act to authorize, empower and direct the County Commissioners of Halifax to force collection of arrears in taxes.

An act to provide for levying a special tax for the County of Beaufort.

An act to allow the Commissioners of Buncombe County to levy a special tax.

An act to allow the Commissioners of Yadkin County to levy a special tax.

An act to authorize the Commissioners of the County of Pasquotank to levy an extra tax for certain purposes.

An act to authorize the Commissioners of Jones County to levy a special tax.

An act to amend certain sections of the Code of Civil Procedure, and to repeal certain sections of the Revised Code.

An act to provide for the levying of a special tax for the County of Perquimans.

An act to provide a trial jury for the second week of the term of the Superior Court.

An act to be entitled an act to regulate the salary and tees of the Supreme Court Clerk.

An act authorizing the appointment of municipal officers for the Town of Rocky Mount in Edgecombe County.

An act to be entitled an act to prevent the taking of illegal fees under Title XVII of the Code of Civil Procedure, and to extend the time allowed in section 400 of said Title.

An act authorizing the County Commissioners of Macon County to levy special taxes for special purposes.

The Senate, on motion, adjourned.

SATURDAY, APRIL 10th, 1869.

The Senate met at 9½ o'clock.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Brogden, from the Committee on Finance, asked to be discharged from the further consideration of Senate bill for the relief of Elam F. Miller.

And Senate resolution in behalf of the Western North Carolina Rail Road Company.

The report was concurred in.

Mr. Brogden moved a suspension of the rules to take up and put on its passage engrossed House bill relating to taking shad and herring in the waters of Neuse River and Contentnea Creek.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Long, Love, Martindale, Murphy, Osborne, Respass, Robbins, Stephens, Welker, White and Winstead—26.

NAYS—Messrs. Galloway, Moore of Carteret, Moore of Yan-eey and Sweet—4.

The bill was read second time.

Mr. Moore, of Carteret, moved to amend by adding as follows:

"That no person shall fish in any of the creeks or rivers of the State without permission of the General Assembly."

The amendment was rejected.

Mr. Moore, of Carteret, moved to lay the bill on the table.

The motion did not prevail.

When the bill passed second reading by the following vote: Yeas—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Jones of Columbus, Jones of Wake, Legg, Long, Martindale, Melchor, Respass, Robbins and Welker—22.

NAYS—Messrs. Graham, Hyman, Love, Moore of Carteret, Moore of Yancey, Sweet and White—7.

The bill was read third time.

Mr. Moore, of Carteret, offered the same amendment as he offered on the second reading of the bill.

The amendment was rejected.

When the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Forkner, Galloway, Harrington, Jones of Columbus, Jones of Wake, Long, Love, Martindale, Melehor, Murphy, Respass, Robbins, Stephens and Welker—23.

Navs-Messrs. Colgrove, Moore of Carteret, Moore of Yaneey, Osborne, Sweet and White—6.

Mr. Jones, of Wake, introduced a rosolution in relation to the mileage and per diem of the late Hon. Richard I. Wynne.

Passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Barrow, Beall, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Moore of Yaneey, Murphy, Osborne, Respass, Robbins, Stephens, Welker, White and Winstead—29.

NAYS-None.

Engrossed House bill to enable the Commissioners of Elizabeth City to eolleet taxes passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Murphy, Osborne, Respass, Stephens, Welker and White—31.

NAYS—Messrs. Graham and Robbins—2.

Engrossed House bill to authorize the County Commissioners of Lenoir County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melehor, Moore of Carteret, Moore of Yaneey, Murphy, Osborne, Respass, Stephens, Welker and White—31.

NAYS-Messrs. Graham and Robbins-2.

Engrossed House bill to allow the County Commissioners of Henderson County to levy a special tax passed third reading by the following vote:

YEAS-Messrs. Barnes, Barrow, Beall, Bellamy, Brogden,

Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Stephens, Welker and White—31.

NAYS-Messrs. Graham and Robbins-2.

Engrossed House bill to allow the Commissioners of Wilkes County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Stephens, Welker and White—31.

Nays-Messrs. Graham and Robbins-2.

Engrossed House bill to levy a special tax for Chowan County passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Stephens, Welker and White—31.

NAYS—Messrs. Graham and Robbins—2.

Engrossed House bill authorizing the Commissioners of Chatham County to levy a special tax passed third reading by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Osborne, Respass, Stephens, Welker and White—31.

NAYS-Messrs. Graham and Robbins-2.

Mr. Brogden moved to reconsider the vote by which the

Senate passed, on third reading, engrossed House bill to amend an act concerning inspectors for the City of Wilmington, ratified July 27th, 1869.

Mr. Hyman moved to lay the motion on the table.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Brogden, Burns, Blythe, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Love, Melchor, Moore of Yancey, Murphy, Osborne, Respass, Robbins, Shoffner, Stephens, Sweet, Welker, White and Winstead—28.

NAYS—Messrs. Bellamy, Cook, Davis, Hayes, Jones of Wake and Moore of Carteret—6.

The House of Representatives transmitted the following engrossed House bills:

Bill to extend the operation of Title XXI, Code of Civil Procedure.

Passed first reading.

Bill to provide the manner of bringing suits against a Rail Road Corporation.

Passed third reading.

Bill to extend the operation of Title XII, Code of Civil Procedure.

Passed first reading.

Bill to relieve against the loss of negotiable promissory notes or bills of exchange.

Passed first reading.

Engrossed House bill to require Sheriffs to give sufficient bonds.

Passed third reading.

Engrossed House bill granting certain powers to the Commissioners of Randolph County.

Passed first reading.

The House of Representatives transmitted, with amendments, Senate bill to provide for the erection of a Penitentiary amended by striking out "and approval by the General Assembly at its present session."

Senate bill to amend the charter of the Atlantic, Tennessee and Ohio Rail Road Company.

Senate bill to incorporate the Ashboro' and Albemarle Rail Road Company.

In which amendments the Senate concurred.

The Senate refused to concur in House amendments to Senate bill requiring suits on official bonds to be brought in the County where the bonds were given.

The House of Representatives concurred in Senate amendments to the following engrossed House bills:

Bill to charter the Louisburg Branch of the Wilmington and Weldon Rail Road.

Bill to make the act of going masked, disguised, or with face painted, a felony.

Bill to establish the days and places for selling real property under execution.

The House of Representatives transmitted a resolution appointing a Board of Public Charities.

Adopted.

Senate bill concerning the sale of intoxicating liquors within three miles of the Western North Carolina Rail Road was concurred in by the House of Representatives.

The Senate refused to concur in House amendments to Senate bill to amend an act for the public health of the Port of Wilmington.

Engrossed House resolution in favor of the Clerk of the House and Secretary of the Senate was read second time.

Mr. Stephens moved to strike out "\$250" and insert "\$150." The motion did not prevail by the following vote:

YEAS—Messrs. Burns, Colgrove, Cook, Davis, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Melchor, Moore of Carteret and Winstead—12.

NAVS—Messrs. Barnes, Barrow, Bellamy, Blythe, Lassiter, Long, Love, Moore of Yancey, Murphy, Osborne, Robbius, Shoffner, Welker and White—14.

Mr. Osborne moved to lay the resolution on the table.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Barrow, Beall, Bellamy, Blythe, Lassiter, Long, Love, Melehor, Moore of Yancey, Murphy, Osborne, Robbins, Shoffner, Welker and White—16.

NAYS—Messrs. Burns, Colgrove, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Moore of Carteret, Stephens and Winstead—13.

A message was received from the House of Representatives, transmitting a House resolution in favor of the Clerk of the House of Representatives.

Read first time.

Mr. Stephens moved to amend by inserting "the Principal Clerk of the Senate."

The amendment was adopted.

As amended, the resolution passed second reading.

The resolution was read third time.

Mr. Love moved to lay the resolution on the table.

Mr. Robbins moved to reconsider the vote by which the amendment to the resolution was adopted.

The motion prevailed.

Mr. Barrow moved the previous question.

Agreed to.

The question being on the amendment, the same was adopted by the following vote:

YEAS—Messrs. Beall, Burns, Blythe, Colgrove, Cook, Davis, Hayes, Harrington, Jones of Columbus, Jones of Wake, Long, Martindale, Moore of Carteret, Moore of Yaneey, Shoffner, Stephens, Sweet, White and Winstead—19.

NAYS-Messrs. Barnes, Barrow, Graham, Hyman, Lassiter, Love, Melehor, Murphy, Osborne, Robbins and Welker—11.

The resolution was rejected by the following vote:

YEAS—Messrs. Burns, Blythe, Colgrove, Cook, Davis, Graham, Hayes, Harrington, Jones of Columbus, Jones of Wake, Legg, Moore of Carteret, Stephens and Sweet—14.

NAVS-Messrs. Barnes, Barrow, Beall, Bellamy, Lassiter,

Long, Love, Melchor, Moore of Yancey, Murphy, Osborne, Robbins, Shoffner, Welker and White—15.

The Senate refused to concur in engrossed House amendments to the charter of the Fayetteville and Florence Rail Road Company.

And a message was sent to the House of Representatives, asking that a Committee of Conference be appointed.

Mr. Respass moved that when the Senate adjourns, it adjourn to meet at 4 o'clock.

Agreed to.

Mr. Barrow moved that the morning session continue until 2 o'clock.

Agreed to.

Engrossed House bill to consolidate and amend the several acts relating to the incorporation of the Town of Salisbury passed second reading by the following vote:

YEAS—Messrs. Barrow, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Shoffner and Stephens—21.

NAYS—Messrs. Beall, Graham, Love, Melchor, Moore of Yancey, Murphy, Osborne and Winstead—8.

The resolution passed third reading by the following vote:

YEAS—Messrs. Barrow, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Shoffner, Stephens, Welker, White and Winstead—22.

NAYS—Messrs. Barnes, Beall, Graham, Murphy, Osborne, Respass and Robbins—7.

The House of Representatives concurred in the following Senate bills and resolutions:

An act to authorize the Dan River Coal Field Rail Road Company to construct and extend their Road.

A bill to facilitate the transfer of business from the Military to the Civil Courts.

A bill to be entitled an act to incorporate the Real Estate Loan and Trust Company, of North Carolina.

A bill to be entitled an act to provide for the payment of the burial expenses of the late Hon. D. J. Rich, and for other purposes.

A bill to be entitled a General Corporation Act.

A bill to incorporate the Robeson County Agricultural Society.

An act to incorporate the McLean Hook and Ladder Company, No. 1, of the Town of Fayetteville.

A bill to alter the boundary between the Counties of Wilkes and Watauga.

An act authorizing the consolidation of the Charlotte and South Carolina Rail Road Company and the Columbia and Augusta Rail Road Company.

An act authorizing the collection of taxes in Edgecombe

County for the years 1866 and '67.

An act to incorporate Pine Forest Lodge, No. 186, A. Y. M. A bill to authorize the County Commissioners of the County of Martin to levy a special tax.

A bill to prevent the sale of spirituous liquors within five miles of Rutherford Seminary.

Resolution in favor of W. J. W. Crowder.

Bill to incorporate Union Lodge of A. Y. M., in the County of Forsyth.

An act to incorporate the Guilford County Co-operative Business Company.

A bill to be entitled an act to charter the Central North Carolina Rail Road Company.

A bill to incorporate the Germania Land Company of North Carolina.

A resolution to sell the State's interest in the Fayetteville and Warsaw Plank Road.

A resolution instructing the Public Treasurer, &c., adopted January 13th, 1869.

A bill providing for eertain returns from Rail Road Companies.

A resolution to print the laws passed by this General Assembly with the Constitution of the State, for information of officers of the State.

An act to amend chapter 2, section 5, of an act entititled "an act concerning the government of Counties."

An act to confer powers upon the Commissioners of Counties.

A bill to extend the time for registering certain deeds.

An act to require the registration of Deeds.

A bill to amend an act to charter the Bank of Greensboro'.

A bill in favor of paying the burial expenses, &c., of the late Hon. Richard I. Wynne.

A bill entitled "an act to incorporate the Western North Carolina Agricultural Fair Association."

An act to incorporate the Halifax County Co-operative Business Company.

An act to punish persons injuring or killing live stock.

An act supplemental to an act to raise revenue.

A bill to amend the 21st section of the 34th chapter of the Revised Code.

A bill to be entitled "an act to exempt from taxation property held for educational purposes."

Bill making Reedy Fork a lawful fence.

A bill to be entitled "an act to incorporate the Newbern Co-operative Land and Business Association."

An act to incorporate the Warren County Co-operative Business Company.

An act to incorporate the Town of Lexington, in the County of Davidson.

An act to incorporate the Buck Horn Mining and Manufacturing Company.

An act authorizing the Commissioners of Brunswick County to levy a special tax.

Joint resolution in relation to direct trade.

A bill to be entitled "an act to authorize the County Commissioners of the County of Wayne to levy a special tax for County purposes."

A bill to be entitled "an act to authorize the Commissioners of Onslow County to levy a special tax for building a Poor House and for building and repairing public bridges in said County."

A resolution amendatory of a joint resolution in relation to banks.

Resolution in regard to the *per diem* and mileage of Hon. Richard I. Wynne, deceased, adopted April 10th, 1869.

An act establishing the line between the Counties of Alamance and Chatham.

A bill to be entitled "an act for the preservation of the public health."

An act to charter the Scotland Neck and Weldon Rail Road and Steamboat Company.

The following bills and resolutions passed second and third readings:

Engrossed House bill to incorporate the Cape Fear Fire and Life Insurance Company—amended.

Engrossed House bill to amend the act to provide for funding the matured interest on the public debt.

Engrossed House resolution directing the Secretary of State to mail certain acts to certain State and County officers.

Engrossed House bill in relation to certain mortgage deeds. Engrossed House bill to establish a public ferry across the north-east branch of the Cape Fear River.

Engrossed House bill to authorize David Loftin, Sheriff of Davidson County, to collect arrears of taxes for the years 1867 and '68.

Engrossed House bill authorizing John L. Banks, of the County of Johnston, to collect arrears of taxes.

Engrossed House bill to incorporate the North Carolina Iron, Steel and Metallurgical Company.

Engrossed House bill to incorporate the Town of Clayton in the County of Johnston.

Engrossed House bill to incorporate the Town of Boon Hill in the County of Johnston—amended.

Engrossed House bill for the relief of securities and endorsers.

Engrossed House bill to empower Arthur Gaskins to re-open his ferry from Wiggins' Creek to Newbern.

Engrossed House bill in favor of Wm. Fields, late Sheriff of Lenoir County.

Engrossed House bill to protect Sheriffs in the sale of lands for the payment of taxes.

Engrossed House bill authorizing the Secretary of State to furnish a copy of the Code of Civil Procedure to each Board of County Commissioners.

Engrossed House bill to relieve John Foley, Sheriff of Pitt County.

Mr. Barrow introduced a resolution authorizing the President of the Senate, the Speaker of the House and the Committee on Enrollment, to remain at the Capitol, after the adjournment of the session, to enroll and ratify bills.

Adopted.

The hour of 2 o'clock having arrived, the President declared the Senate adjourned.

AFTERNOON SESSION.

The Senate met at 4 o'clock.

The President in the Chair.

Mr. Graham presented the following resolution, which was unanimously adopted:

Resolved, That the thanks of this Senate are tendered to the Hon. Tod R. Caldwell, President of the Senate, for the dignity, impartiality and ability with which he has presided over its deliberations.

The Hon. Tod R. Caldwell, President of the Senate, arose and said:

Senators:—The time for our separation draws near. Our session has been long and our labors ardnous, and even now there is much left undone which should have been done. When the reflecting and well disposed portion of the people of our State calmly consider the condition of the country at the time of our assembling, the wants of the community, the various interests which you were expected and required to legislate for, the altered condition of one-third of our population and the want of adaptability of our old laws to the new order of things, they will not only justify the protracted session, but will wonder that so much has been accomplished within the time. The interests of the different parts of the State are so diversified that it became a matter of absolute necessity to enact laws for the benefit and prosperity of one section, which may appear unnecessary and even impolitic to the people of another section. Thus what is popular and earnestly desired in the east may be unpopular and not at all desirable in the west, and what is suited to the north may be altogether unsuitable to the south. The representatives of no one section could possibly carry any measure or enact any law without the co-operation of representatives from other sections, and hence to accomplish the greatest good for the greatest number, compromises and concessions were made, and many times you were compelled to vote for measures which you would not have supported, had no one but your own immediate constituents been interested. No one is worthy the name of a statesman or patriot, who will not sacrifice his individual interest for the public weal. When the record of your deeds is laid before your constituents, I feel

assured that it will command their approval, even though it may contain some things which it were better had not been done. Human legislation cannot be perfect, and all that a reasonable constituency could ask or expect, is that you shall have done the best you could do under the circumstances which surrounded you, and the difficulties by which you were encompassed.

In parting with you, Senators, I bear willing testimony to your gentlemanly deportment and thank you for the kindness and consideration which I have ever received at your hands, and if at any time I have unthoughtedly given offence or wounded the sensibilities of any one, I desire now to ask forgiveness, for I can most conscientiously affirm it was done unwillingly and without premeditation, and I beg to assure you I take home with me none but the kindest feelings and respect for you collectively as well as individually, and I do most carnestly hope that your lives may be long spared for future usefulness to your country, that you may return happy to your homes and firesides, that you may receive the cordial greeting of your people, and that peace and prosperity may attend and abide with you all the days of your lives.

Thanking you, Senators, for the flattering resolution you have adopted, approving the manner in which I have discharged the duties of this Chair, I do now declare that on Monday next, at 6 o'clock, A. M., this body will adjourn sine die, in conformity with a resolution heretofore passed by this General Assembly.

Mr. Jones, of Columbus, presented a resolution in favor of the Clerks of both Houses.

Mr. Love moved to lay the resolution on the table.

The motion failed for the want of a quorum voting.

Mr. Love moved to adjourn.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Barrow, Burns, Graham, Lassiter, Love, Melchor and Stephens—8.

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NAYS-Messrs. Beall, Blythe, Colgrove, Cook, Davis, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Martindale, Moore of Carteret, Murphy, Osborne, Respass, Shoffner and White-17.

Mr. Osborne introduced a resolution in favor of Washington

Hawkins.

Adopted.

The resolution in favor of the Clerks was adopted by the following vote:

YEAS-Messrs. Brogden, Burns, Blythe, Colgrove, Cook, Davis, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Respass, Stephens and Winstead-20.

NAVS-Messrs. Barnes, Barrow, Beall, Graham, Murphy and Robbins-6.

Engrossed House resolution in favor of Supreme Court Clerk passed third reading.

A message was received from the House of Representatives. transmitting engrossed House bill to incorporate the Wilmington Co-operative Land and Building Association.

Read first time and placed on the calendar.

Engrossed House bill to amend section 485, chapter 12; Title XIX, of the Code of Civil Procedure.

Read first time and placed on the calendar.

Engrossed House resolution in favor of Mrs. Mary Wheaton. Read three times and passed.

Engrossed House resolution in relation to printing.

Adopted.

The House of Representatives concurred in the following Senate bills:

Bill for the relief of Rufus K. Ferrell, late Sheriff of Wake-County.

Bill to amend an act to establish Special Courts in the Cities of Wilmington and Newbern.

Bill to incorporate the North Carolina Fertilizing Company. The President ratified the following:

An act to incorporate the Old North State Insurance Company.

Proceedings of Impeachment.

An act to enable the Chatham Rail Road Company to complete its road.

An act to provide forms in Civil Procedure before Justices of the Peace.

Senate resolution on absent members.

An act to authorize the Dan River and Coalfields Rail Road Company to construct and extend their Road.

An act in relation to punishment.

An act to provide for the payment of the burial expenses of the late Hon. D. J. Rich, and for other purposes.

An act concerning the estates of insolvent and imprisoned debtors.

An act to amend the charter of the Atlantic, Tennessee and Ohio Rail Road Company.

An act to incorporate the Pineville Water Power and Manufacturing Company.

An act to amend the charter of the City of Newbern and to authorize an issue of bonds by the same.

An act to incorporate the Town of La Grange, in the County of Lenoir.

An act relating to special proceedings in eases of mills.

An act to incorporate the Middle Falls Manufacturing Company, in Richmond County.

An act concerning Townships.

An act concerning an Entry Taker.

An act to regulate proceedings in the petition and sale of real and personal property.

An act in relation to a Plank Road.

Resolution for the relief of Robert B. Wood, Jr., and his securities, D. E. Bunting, P. W. Fanning, Samuel R. Bunting and John Jones.

An act to incorporate Mebanesville Lodge, No. 272, of A.

Y. M., in the Town of Mebanesville, in the County of Alamance.

An act to amend an act entitled an act to renew the charter of the Richmond Manufacturing Company, passed at the present session of the General Assembly.

An act to charter the Bank of Greensboro'.

An act to authorize the Commissioners of Halifax County to levy a special tax for building and repairing public bridges and buildings in said County.

Resolution in favor of the Reporters of the two Houses of the General Assembly.

An act to empower the Commissioners of Cumberland County to levy a special tax.

An act to add another section, to be marked section 460 a, to chaper 7, Title XIX, of the Code of Civil Procedure.

An act to incorporate the People's Gaslight Company.

An act respecting the County Treasurers.

An act in relation to landlord and tenant.

An act to incorporate the Town of Durham, in the County of Orange.

An act to incorporate the Fayetteville Co-operative Land and Building Association.

An act to cede to the United States a certain tract of land in Wake County.

An act to define and punish bribery.

An act to authorize the several Counties of the State to subscribe stock in Rail Road Companies.

Amendments to the Code of Civil Procedure.

An act supplemental to an act entitled an act to raise revenue.

An act in relation to proceedings in contempt.

An act to amend an act relative to the Western Turnpike Road.

An act to incorporate the Wake County Co-operative Business Company.

An act to authorize the Commissioners of Hertford County to levy a special tax.

An act to prevent the felling of trees in Contentnea Creek.

An act to authorize and require the Commissioners of the County of Warren to levy a special tax for the purpose of rebuilding a Poor House in said County.

An act to amend chapter 40 of the Revised Code.

An act to re-establish burnt records.

An act to incorporate the Trustees of the Union Church Association at Company Shops.

An act to authorize the erection of a bridge across John's River, in Burke County.

An act providing a Board of Public Charities and prescribing the duties thereof.

An act concerning guardian and ward.

An act to charter the Bank of Asheville, North Carolina. On motion of Mr. Barrow, the Senate adjourned.

MONDAY, APRIL 12th, 1869.

The Senate met at 6 o'clock, A. M.

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Brogden, for the Committee on Finance, presented the following report:

The undersigned members of the Committee on Finance have carefully inspected the Public Treasurer's books and find that they agree with his printed report dated November 20th, 1868, on the financial condition of the State on October 1st, 1868, which states that he had on hand on that day \$150,835.84.

We compared the vouchers with the Auditor's books up to

September 30th, 1868, and found them to agree. We cancelled the written vouchers.

We counted, compared and burned \$50,862.00 in State Coupons, which were received in the Auditor's office for the months of June, July and September.

(Signed,)

C. H. BROGDEN, J. B. RESPASS, DAVID HODGIN, GEORGE KINNEY, H. C. CHERRY, JOSEPH DIXON.

A message was received from the House of Representatives, announcing the concurrence of that body in Senate resolution in relation to the Clerks of both Houses.

And Senate amendments to House bill concerning the powers and duties of State officers.

And transmitting engrossed House resolution authorizing the Eurolling Clerk to employ additional clerical torce.

The resolution was adopted.

The President ratified the following:

Resolution to sell State's rights in the Fayettville and Warsaw Plank Road.

An act to prevent the hunting of wild fowl with fire in Carteret County.

An act to exempt from taxation property held for educational purposes.

An act to incorporate the Real Estate Loan and Trust Company, of North Carolina.

An act to amend first section of the ninety-third chapter of the Revised Code.

Joint resolution authorizing the Commissioners of Polk County to levy a special tax.

Joint resolution authorizing the Enrolling Clerk to employ clerical force.

An act to amend the charter of the Town of Washington.

Joint resolution in relation to direct trade.

An act to establish the days and places for selling real property under execution.

An act to require the registration of deeds.

An act to incorporate the Newbern Co-operative Land and Building Association.

Resolution in favor of H. B. Guthrie, late Sheriff of Orange, and his surities.

An act to enable the County Commissioners to purchase County Bonds.

An act to incorporate the Halifax County Co-operative Business Company.

An act to amend an act entitled the Code of Civil Procedure.

An act to incorporate the North Carolina Planter's Mutual Insurance and Loan Company.

An act to incorporate the Albemarle Loan and Trust Company.

An act to incorporate the Norfolk and Currituck Rail Road Company.

An act to authorize the Commissioners of Chatham County to levy a special tax.

An act to re-enact the charter of the Town of Magnolia.

An act to provide the manner of bringing suits against a Rail Road Corporation.

An act to provide for the election of Commissioners of Navigation and Pilotage for the Port of Beaufort, North Carolina.

An act to prevent the sale of spirituous liquors within five miles of Rutherford Seminary.

An act to authorize the Sheriff of Beaufort to collect arrears of taxes.

An act in relation to taking shad and herring in the waters of Neuse River and Contentnea Creek.

An act to revive and amend the charter of Tuckasege and Nantihala Turnpike Company. An act to authorize the County Commissioners of Lenoir County to levy a special tax.

An act to amend the charter of the Town of Statesville.

An act authorizing the Secretary of State to furnish a copy of the Code of Civil Procedure to each Board of County Commissioners.

An act to make the Neuse River a lawful fence to a certain extent in the County of Johnston.

An act to prohibit the sale of intoxicating liquors in the Town of Marion.

An act to authorize the construction of a bridge across the Catawba River, at or near Bozzels'.

An act to incorporate the Cape Fear Agricultural Association.

An act in favor of H. Morrison, late Tax Collector for the County of Jackson, and R. R. McCall, of the County of Caldwell.

An act to charter the Bank of Cumberland.

An act to provide for the holding Special Terms of the Superior Courts.

An act supplemental to an act to raise revenue.

An act to authorize David Loftin to collect arrears of taxes for the years 1867-'68.

An act for the relief of Rufus K. Ferrell, late Sheriff of Wake County.

Resolution directing the Secretary of State to furnish certain acts to certain County officers.

An act to abolish and prevent the erection of a Toll Gate on the north end of the Little River Turnpike Road, &c.

An act to authorize the County Commissioners of the County of Wayne to levy a special tax for County purposes.

An act to incorporate the Town of Ridgeway.

An act to incorporate the Buckhorn Mining and Manufacturing Company.

An act to empower Authur Gaskins to re-open his ferry from Wiggins' Creek to Newbern.

An act to amend the charter of the Town of Bath, in the County of Beaufort.

An act to incorporate the Town of Trinity, in Randolph.

An act to incorporate Trinity Lodge, No. 256, in the County of Randolph.

An act for the relief of B. Wallace, Sheriff of Duplin County.

An act to authorize the County of Wilkes to levy and collect a special tax.

An act to punish persons for injuring and killing live stock.

An act to relieve John Foley, Sheriff of Pitt County.

Resolution instructing Public Treasurer.

An act to declare it a misdemeanor for any County officer to speculate in County Claims.

An act to confer power upon Commissioners of Counties.

An act for the preservation of the public health.

An act to incorporate the Town of Boone Hill, in the County of Johnston.

An act for the benefit of securities and endorsers.

An act to charter the Express Steamboat Company.

An act making valid all municipal elections held in this State since 1st of January, 1869.

Resolution in favor of W. J. W. Crowder.

Resolution appointing a Board of Public Charities.

An act to amend an act to establish Special Courts in the Cities of Wilmington and Newbern.

An act to amend the act of 1824-'27, for the better regulation of the Town of Beaufort.

An act to amend and consolidate the seve ral acts relating to the Town of Salisbury.

An act to incorporate the Town of Madison, in the County of Rockingham.

An act to amend Title XX of the Code of Civil Procedure, and to ratify stay of executions granted by Justices of the Peace.

Of proceedings in criminal cases.

An act to authorize the Commissioners of Duplin County to levy a special tax for building and repairing public bridges in said County.

An act to provide for the erection of a Penitentiary.

An act in favor of paying the burial expenses, &c., of Hon. R. I. Wynne, deceased.

An act to incorporate the Coopers' Association of Wilmington.

An act to incorporate the Southern Land Company.

An act to authorize the County Commissioners of the County of Martin to levy a special tax to repair bridges and for other purposes.

Resolution in regard to the *per diem* and mileage of Hon. Richard I. Wynne, deceased.

Resolution in favor of Mrs. Mary Wheaton.

An act to make valid all judgments in attachment cases since the adoption of the Code of Civil Procedure.

Resolution amendatory of a joint resolution in relation to Banks, ratified 21st December, 1868.

An act authorizing the consolidation of the Charlottc and South Carolina Rail Road Company and the Columbia and Augusta Rail Road Company, and amending the charter thereof.

An act for the relief of S. A. Kelly, Sheriff of Davie County.

An act to enable John L. Banks, of Johnston, to collect arrears of taxes.

An act making the act of going masked, disguised or painted, a felony.

An act to provide for funding the matured interest on the public debt.

An act to facilitate the transfer of business from the Military to the Civil Courts.

An act to incorporate the Robeson Agricultural Society.

An act to amend the 21st section of 34th chapter of the Revised Code.

Resolution to print laws passed by the General Assembly

with the Constitution of the State, for information of officers of the State.

An act to authorize the formation of corporations for manufacturing, mining, chemical, mechanical and other purposes.

An act to incorporate the Town of Clayton, in the County of Johnston.

An act to incorporate the Pine Forest Cemetery, in the City of Wilmington.

An act to amend chapter 2, section 5, of an act concerning the government of Counties, ratified the 14th day of August, 1868.

An act authorizing the Commissioners of Jackson County to issue bonds.

An act to amend an act entitled an act to incorporate the Trustees of North Carolina College, ratified 21st January, 1859.

An act to amend chapter 40 of Revised Code.

An act to incorporate the Phœnix Transportation Company.

An act to lay off a Public Road in the Counties of Davie and Davidson, and establish a public ferry across the Yadkin River.

An act to establish a public ferry across the northeast branch of the Cape Fear River.

An act to authorize the County Commissioners of Columbus County to levy a special tax.

An act to amend an act entitled an act to incorporate Jamestown, in the County of Guilford, ratified the — day of February, 1859.

Resolution concerning Committee to investigate the affairs of Albemarle and Chesapeake Canal Company.

An act relating to division fences.

Joint resolution concerning Jacob Tiler, State Agent.

An act to incorporate the Warren County Corporation Business Company.

Resolution in favor of J. R. Grady, Sheriff of Harnett County.

An act to enable William Fields, late Sheriff of the County of Lenoir, to collect arrears of taxes due to him.

An act declaring the Recdy Fork of Haw River a lawful fence.

An act to incorporate East Bend Lodge, No. 269, A. Y. M., in the Town of East Bend, County of Yadkin.

Resolution concerning the Principal and Assistant Clerks of the two Houses.

An act to incorporate the Western North Carolina Agricultural Fair Association.

An act to incorporate the Germania Land Company, of North Carolina.

An act to incorporate the Town of Lexington, in the County of Davidson.

An act in relation to the assessment of property for taxation in the year 1869.

An act to amend an act to charter the Bank of Greensboro'.

An act to authorize the County Commissioners of Duplin to levy a special tax.

An act requiring Sheriffs to give sufficient bond.

Resolution concerning the Secretary of State.

An act to charter the Louisburg Branch of Wilmington and Weldon Rail Road.

An act requiring suits on official bonds to be brought in the County where the bonds were given.

An act for the relief of James H. Duncan, late Sheriff of McDowell County.

An act to authorize the Commissioners of Edenton to sell the four commons and other property.

An act to incorporate Pine Forest Lodge, No. 186, A. Y. M.

An act to incorporate the Guilford County Co-operative Business Company.

An act continue in force and extend the provisions of an act entitled an act to authorize the Mayor and Commissioners of Fayetteville to fund the interest due on their bonds issued in payment for stock in the Western Rail Road Company, ratified the 9th day of February, A. D., 1867.

An act to incorporate the Merchants' Bank of Wilmington.

An act concerning the powers and duties of State officers.

An act to charter the Scotland Neck and Weldon Rail Road and Steamboat Company.

An act to protect Sheriffs in the sale of lands for taxes.

An act to authorize the Commissioners of Chowan County to levy a special tax.

An act to authorize and empower J. W. C. Piercy, late Tax Collector of Cherokee, to collect arrears of taxes.

An act to authorize the County Commissioners of Henderson County to levy a special tax.

Resolution in favor of J. L. Moore, late Sheriff of Macon County.

An act to be entitled an act to incorporate the Wilmington Seaside Rail Road Company.

An act entitled an act to amend the charter of the City of Newbern and authorize an issue of bonds by the same.

An act for the relief of James I. Moore, late Sheriff of Granville County, and others.

An act to incorporate the Ashboro' and Albemarle Rail Road Company.

An act to amend an act entitled an act concerning Inspectors for the City of Wilmington, ratified 27th July, 1868.

An act to incorporate the Catawba Land Company, in the City of Charlotte.

An act to enable the Commissioners of Elizabeth City to collect taxes.

An act to extend the time for registering certain deeds.

Resolution in favor of Andrew O. Kerr.

An act to amend an act entitled an act to incorporate the Cheoih Turnpike Company, passed at session of 1854-'55, and amended in 1856-'57.

An act to incorporate the Town of Rich Square.

An act to incorporate Union Lodge, No. 173, of A. Y. M., in the County of Forsythe.

An act to authorize the County Commissioners of Madison County to levy a special tax.

An act authorizing Joseph Cobb, late Sheriff of Edgecombe County, to collect arrears of taxes.

An act to incorporate the North Carolina Iron, Steel and Metallurgical Company.

An act to be entitled an act to prohibit the sale of intoxicating liquors within three miles of that part of the Western North Carolina Rail Road from Morganton to the Western terminus of the Road at Ducktown and Paint Rock.

Resolution concerning bill to regulate the salaries and fees of Supreme Court Clerk.

An act to authorize Rufus Galloway, late Sheriff of Brunswick County, to collect arrears of taxes.

An act to provide for a system of public instruction.

An act to protect married women from the wilful abandonment or neglect of their husbands.

Resolution concerning Committee of Investigation into the affairs of the Albemarle and Chesapeake Canal Company.

An act authorizing the Superintendent of Public Works to select two laborers to assist in locating a Turnpike Road in Carteret County.

An act concerning Fisheries in Carteret County.

An act to anthorize the County Commissioners of Mitchell and Yancey Counties to levy a special tax.

An act concerning guardian and ward.

An act providing for certain returns from Rail Road Companies.

An act to alter the boundary between the Counties of Wilkes and Watauga.

Resolution in reference to publication of certain acts.

An act to incorporate the North Carolina Fertilizing Company.

Title XXI, of the Revised Code amended as follows.

An act to extend the corporate limits of the Town of Fayetteville.

An act to incorporate the Central North Carolina Rail Road Company.

An act in relation to certain mortgage deeds.

An act to incorporate the McLean Hook and Ladder Company, No. 1, of the Town of Fayetteville.

An act authorizing the County Commissioners of Brunswick County to levy a special tax.

A message was sent to the House of Representatives announcing that the hour of adjournment had arrived.

The House of Representatives notified the Senate of its readiness to adjourn.

Whereupon the President declared the Senate adjourned sine die.

T. A. BYRNES, Secretary Senate.

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